Resolution No. STD- 441

TRANSPORTATION DIVISION TARIFF & LICENSE BRANCH Tariff Section

Before the Public Utilities Commission of the State of California

RESOLUTION ORDERING DISPOSITION OF SPECIAL TARIFF DOCKET REQUESTS

Réquests as identified hereinafter have been filed on the Special Tariff Docket for authority to make tariff changes for which permission of the Commission is requisite under provisions of the Public Utilities Code or orders of the Commission. Due consideration has been given to the representations contained in the verified requests, and good cause appearing, the following findings and order are made:

The Commission finds that the following requests are justified and should be granted subject to conditions specified in the orders which are attached hereto and by this reference made a part hereof:

| Request and Order No. | <u>Re</u> | quest Filed By | | | | |
|--------------------------|-----------|------------------------|-----------|----------|--------|--------|
| STD-5959 | WA | stern Mot | or Tarifí | F Burkau | Inc | Agent. |
| STD-5963 STD-5965 | Pa | cific Sou stern Hot | theoast E | reight i | Bureau | Agent |
| STD-5966 | | R. Nicke | | | | |



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Resolution No. STD- 441 (Concluded)

The Commission finds that the following requests do not contain sufficient justification for the authority sought; and therefore should be denied without prejudice.

Request and Order No.

Request Filed By:

None.

The Commission finds that the following requests are of a nature not suitable for processing on the Special Tariff Docket, and therefore should be dismissed without prejudice.

Request and Order No. Request Filed By:

None.

17 IS ORDERED that the aforesaid requests are granted, denied or dismissed, as the case may be, in accordance with the findings hereinbefore set forth, and as specified in the orders which are attached hereto and by this reference made a part hereof.

Dated at San Francisco, Callfornia, this 11th day of February, 1969.

William Aquious

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Order No. STD-5959

Before the Public Utilities Commission of the State of California

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Request filed by:

132-313 2-11 23

Western Motor Tariff Bureau, Inc., Agent. Special Tariff Docket Request Numbered Same as Order Number Above.

In conformity with the findings and order made by the Commission in a resolution entered this day, the request, copy of which is attached hereto and by this reference made a part hereof, is granted, subject to the following conditions:

1. Publication authorized on not less than thirty days! notice.

The authority herein granted is limited strictly to its terms, and shall expire unless the tariff provisions authorized herein are published and filed in the San Francisco office of this Commission within ninety days after the date hereof. The item of tariff or supplement issued pursuant to this order shall bear reference to this order in substantially the following form:

"Authorized by Cal. P.U.C. Order No. STD-5959

This order issued **Papruary 11, 1969**, by the Public Utilities Commission of the State of California by the adoption of the resolution of which this order is a part. 7

> Secretary of the Public Utilities Commission of the State of Californ

SJD 5959 1

Western Motor Tariff Bureau, Inc.

NOZINEZN CALIFORNIA 1430 Fronklin Street Oakland, California 14512 Phone: (415) 173-5936 HAWAII

> P. O. Box 17, 911 Middle Street Hanalulu, Hawall 95810 Ehone. (808) 852-957

JU: 65 3 23 JI 69

GENERAL OFFICES + P. O. Box 392 + 5042 Cecello Street SOUTH GATE, CALIFORNIA 90380 Phone (213) 773-8180

South Gate, Calif. January 28, 1969 APPLICATION NO. A-4763

TO THE PUBLIC UTILITIES COMMISSION STATE OF CALIFORNIA STATE BLDG., CIVIC CENTER SAN FRANCISCO, CALIFORNIA

SPECIAL TARIFF DOCKET REQUEST

WESTERN MOTOR TARIFF BUREAU, INC., AGENT, by W. J. Knoell, Tariff Issuing

Officer, for and on behalf of PCP Transportation Company

hereby applies for authority under Section Nos. 454 - 491

of the Public Utilities Act for an order granting permission to establish

the following rates, rules and regulations to become effective on

five (5) days notice:

To establish rates, rules, regulations and other provisions as set forth in Exhibit "A" attached hereto and made a part hereof. The proposed rates are intended to be published in Western Motor Tariff

Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express

Tariff No. 111, Cal. P.U.C. No. 15

and will take the place of the rates of like traffic from and to said points, as set forth herein.

This application is based upon the following special circumstances and conditions:

For justification, see Exhibit "B" attached hereto and made a part hereof.

In view of the above special circumstances and conditions, your petitioner respectfully requests that the authority herein sought be granted.

I hereby certify under penalty of perjury that the foregoing is true and correct. Signature MMMUCC.

J.CKnoell, Tariff Issuing Officer

EXHIBIT "A"

PROPOSED PUBLICATION

It is proposed to cancel the provisions of Item No. 333 of the subject tariff in their entirety.

EXHIBIT "B"

JUSTIFICATION

This Bureau, by its Application No. A-50452, which was a Shortened Procedure Tariff Docket Application, requested authority from the Commission to remove the exclusion of certain carriers, including PCP Transportation Company, in connection with Item No. 289 of the subject tariff, which is a standardized exclusive use of equipment rule. Application No. A-50452 was acted upon favorably by the Commission in its Decision No. 74791 of October 8, 1968.

A flaw in the original application resulted in the problem that has resulted in the necessity of this application. While Application No. A-50452 requested to cancel certain existing exclusive use rule items for other carriers involved, the fact that PCP Transportation Company had their own exclusive use rule in Item No. 333 of the tariff was overlooked, and thus PCP Transportation Company in spite of favorable Decision No. 74791 now has two conflicting exclusive use rules. It will be noted that only Section 2 of Item No. 333 is on California intrastate traffic and that Section 2 dealing with interstate and foreign commerce is erroneously in Item No. 333 since subject tariff is filed with the California Commission only.

It is the contention of applicant that the authority requested herein is to correct the clerical error made in the original Application No. A-50442 and hence through no fault of the Commission carried forward in Decision No. 74791. The granting of this application will result in elimination of conflicting rate provisions and will, in fact, carry out the intent of both applicant and the Commission in its Decision No. 74791.

Authority is sought to accomplish the tariff publication sought herein on less than statutory notice in order that conflicting rule provisions may be eliminated as quickly as possible.

Order No. STD-5963

Before the Public Utilities Commission of the State of California

Request filed by:

Pacific Southcoast Preight Bureau, Agent.

, Special Tariff Docket Request Numbered Same as Order Number Above,

In conformity with the findings and order made by the Commission in a resolution entered this day, the request, copy of which is attached hereto and by this reference made a part hereof, is granted, subject to the following conditions:

1. Publication authorized on not less than five days' notice.

THE REPORT

9/00

The authority herein granted is limited strictly to its terms, and shall expire unless the tariff provisions authorized herein are published and filed in the San Francisco office of this Commission within ninety days after the date hereof. The item of tariff or supplement issued pursuant to this order shall bear reference to this order in substantially the following form:

"Authorized by Cal. P.U.C. Order No. STD-5963

This order issued **Pebruary 11, 1969**, by the Public Utilities Commission of the State of California by the adoption of the resolution of which this order is a part,

Secretary of the

Public Utilities Commission of the State of California

IDEAL CIENTERT COMPANY DIVISION OF IDEAL BASIC INDUSTRIES, INC. 168

BEI SEVENTEENTH STREET

February 4, 1969

FILE: 117-1

PC3 ... 533

FILE 1

Dr/L

Mr. William W. Dunlap Secretary Calif. Public Utilities Commission Calif. State Bldg. Civic Center San Francisco, California

Dear Sir:

Re: W. O Gentles

Sec 454 and 491 application No. 6292, of January 30, 1969.

By above application, Pacific Southcoast Freight Bureau is endeavoring to further expiration date of Item 2570, Tariff 88-X from February 28, 1969.

Originally, we presumed this project would be completed prior to February 28. However, the work has not progressed as originally anticipated.

We respectfully request this Commission to approve T.P.O. Gentles application 6292.

Very truly yours,

a.S. Bossie A. S. Bonney

Traffic Manager

DL:ch

cc: Mr. P. R. McElheney, AFPM Western Pacific RR. Western Pacific Bldg. 526 Mission St. San Francisco, California 94105 PACIFIC SOUTHCOAST FREIGHT BUREAU

APPLICATION NO.

SAN FRANCISCO, CAL. January 30, 1969 Files D-Bu, 88-X

To the Public Utilities Commission of the State of California, San Francisco, California.

6292

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I hereby certify under penalty of perjury that the foregoing is true and correct.

PACIFIC SOUTHCOAST FREIGHT BUREAU, Agent

W. O. GENTLE, Tariff Publishing Officer

<u>(</u>)

919 5963

Pacific Southcoast Freight Bureau, Agent, in the name and on behalf of all carriers parties to Pacific Southcoast Freight Bureau Tariff No. 88-X acting under authority of power of attorney or formal concurrence in Tariff. 88-X, on file with the Commission from each of said carriers, hereby applies, under Section 454 & 491 of the Public Utilities Act, for an order granting permission to put into effect One (1) days after filing with the Commission the following rates (or rules or regulations):

ITEN: 320-A, Supplement 1.

ACTION: Refer to above item and in connection with Item 2570, extend expiration date of February 28, 1969 until August 28, 1969.

RESULTS: Reduction.

The proposed rates are intended to be published in Tariff 88-X and will supersede and take the place of rates on like traffic from and to the points above named which are set forth in Tariff 88-Xon file with the Commission and which rates are as follows, to wit:

Present rate of 12 cents per 100 lbs. from West Sacramento to Camp Rodgers named in Item 2570 is scheduled to expire with Feb.28, 1969. This application is based upon the following special circumstances and conditions:

By

For justification, see Exhibit "A" hereof.

EXHIBIT "A"

This application seeks authority on one day's notice, effective February 28, 1969, to further extend expiration date of ¹tem 2570 applying on Cement, in bulk, from West Sacramento, Cal. to Camp Rodgers, Cal., from February 28, 1969 to August 28, 1969, this publication being authorized by Cal. PUC Order No. STD-5475.

Shipper, Ideal Cement Company, on whose behalf rate was originally established,

has furnished the following information:

Production and work on the tunnel lining was not started as early as anticipated. The contractor has had operational problems which have resulted in a drastically increased use of cement--almost one-fourth more than anticipated.

- The contractor still has approximately 70,000 yards of cement yet to pour in order to complete the job.
- When extension of this rate was considered in November, 1968, it was felt by Ideal Cement Company that the movement from West Sacramento would be completed by the expiration date of February 28, 1969, especially in view of the fact that part of the requirements would be met from their Devil's Slide, Utah facility. It now develops that extension of the rate from West Sacramento will be necessary. Because of the shortness of time remaining before this rate is due to expire, it will be necessary to seek Section 491 authority to republish on short notice in order that there will be no break in the continuity of this rate.
- Kr. C. R. Nickerson of the Pacific Coast Tariff Bureau, 9 First Street, San Francisco, California, who represents the major motor carriers in California, advises there is no objection for account his member lines to republish this rate on less than statutory notice.

Also, for your convenience, a copy of letter dated January 16, 1969 from the

Ideal Cement Company requesting further extension of the temporary rate is enclosed.

DEAT OF MIENT OO MEANY Division of Infal Basic Industries, Inc.

62) SEVENTEENTH STREET DENVER, COLORADO 20202

January 16, 1969

FIIE: 117-1

Mr. K. R. Stoney, Frt. Pricing Mgr. The Western Facific Railroad Company Western Pacific Ruilding 526 Mission Street San Francisco, California 94105

Dear Sir:

At the present time the rate which you established for us from West Sacramento to Camp Rodgers, California, is scheduled to expire February 28, 1969.

Ne understand that the project will probably continue through July of this year, therefore, shall appreciate your taking the necessary steps to have expiration date extended accordingly.

Very truly yours,

A.S. Samapor

n. S. Bonney V Traffic Manager

DL:AR

Order No, STD -- 5965 ()

Before the Public Utilities Commission of the State of California

Request filed by!

Western Hotor Tariff Bureau, Inc., Special Tariff Docket Agent: Request Numbered Same as Order Number Aboye.

In conformity with the findings and order made by the Commission in a resolution entered this day; the request, copy of which is attached hereto and by this reference made a part hereof, is granted, subject to the following conditions:

1. That schedules containing the rates authorized herein shall make reference to priot authorities granting the long and short haul departures and to this authority.

2. That the authority herein granted shall not supersede or be in lieu of any dutstanding authority heretofore granted under Section 460 of the Public Utilities Code.

3. The proposed rate shall be published subject to the Increases authorized by Tariff of Increased Rates and Charges X-259-A

The authority herein granted is limited strictly to its terms, and shall expire unless the tariff provisions authorized herein are published and filed in the San Francisco office of this Commission within ninety days after the date hereof. The item of tariff or supplement issued pursuant to this order shall bear reference to this order in substantially the following form:

"Authorized by Cal. P.U.G. Order No. STD-5965

land Rud

STD 5965 🦡

Western Motor Tariff Bureau, Inc.

- W. J. KNOELL, Tariff Issuing Officer -

OTTHERN CALIFORNIA 1400 Eranklin Street Ockland, Colifornia \$4512 Phone: [415] \$73-5936 RAWAIE

P. O. Box 17, 911 Middle Start Honolylu, Howall 95810 Thore: (608) 852-567

Fre 5 2 15 11 103

GENERAL OFFICES: P. O. Box 392 + 5042 Cecelia Street SOUTH GATE, CALIFORNIA 90280 230ne (213) 773-\$180

South Gate, California February 4, 1969

A-4764 APPLICATION NO.

TO THE PUBLIC UTILITIES COMMISSION STATE OF CALIFORNIA STATE BLDG., CIVIC CENTER SAN FRANCISCO, CALIFORNIA

SPECIAL TARIFF DOCKET REQUEST

WESTERN MOTOR TARIFF BUREAU, INC., AGENT, by W. J. Knoell, Tariff Issuing

Officer, for and on behalf of all carriers participating in Local and

Proportional Freight Tariff No. 101, Cal. P.U.C. No. 4

hereby applies for authority under Section Nos. 460 - 491

of the Public Utilities Act for an order granting permission to establish

the following rates, rules and regulations to become effective on

five (5) days notice:

To establish rates, rules, regulations and other provisions as set forth in Exhibit "A" attached hereto and made a part hereof. The proposed rates are intended to be published in Western Motor Tariff

Bureau, Inc., Agent, Local and Proportional Freight Tariff No. 101,

Cal. P.U.C. No. 4

and will take the place of the rates of like traffic from and to said points, as set forth herein.

This application is based upon the following special circumstances and conditions:

For justification, see Exhibit "B" attached hereto and made a part hereof.

In view of the above special circumstances and conditions, your petitioner respectfully requests that the authority herein sought be granted. I hereby certify under penalty of perjury that the foregoing is true and correct. WU

N. J. Knoell, Tariff Issuing Officer

Signature

KCHIBIT "A"

PROPOSED HIBLICATION.

It is proposed to exend item No. 1428,6 contained in Section 1 of the subject tariff as shown on Exhibit A-1 attached hereto and made a part hereof.

EXHIBIT. "B"

JUSTIFICATION: "

The proposed amendment is based upon alternative application provisions as contained in the Corrission's Minimum Rate Tariffs and authority was taken from Pacific Southcoast Freight Bureau, Tariff No. 272, Item No. 648 (23rd Ravised Page 58-B). Applicant has been charging class Yates in the past:

Authority is sought unler Section 460 of the Public Utilities Code due to the divergence in routing between that employed by applicant and that employed by competing rail carriers. An example of where authority is necessary under Section 460 would be a shipment originating at Index No. 4686 Los Angeles Harbor and destined to Index No. 5220 Fullerton. In all probability this shipment would nove northeast via California State Highways 7 and 91, passing through the intermediate point of Sunny Hills, which is not served by competing rail carriers. This would require applicant to charge class rates to this point which are higher than the rates proposed to be published. Therefore, authority is sought to depart from Section 460 of the Public Utilities Code in order that no so-called long-short haul violations exist. This is merely one example utilizing only one point of origin and one point of destination proposed to be published. Any number, of examples could have been cited, utilizing all points of origin and all points of destination proposed to be published.

Authority is sought under Section 491 of the Public Utilities Code to publish the proposed changes on less than statutory notice for the reasons set forth above and in order that carriers may be competitive with permitted carriers who may charge the proposed rates at will.

| ern Motor Tarill Bureau, Inc. Agent PROPORTIONAL FREIGHT TARIFF NO. 10 IN CENTS PER 100 LBS. HE NAME OF A POINT IS ITS INDEX NU PLY ONLY TO EXTENT THAT ROUTING IS WN IN INDIVIOUAL RATE ITENS. | n | |
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Order No. STD- 5966

Before the Public Utilities Commission of the State of California

Regilest filed by

ę,

C. R. Hickerson, Agent.

Special Tariff Docket Request Numbered Same as Order Number Above,

In conformity with the findings and order made by the Commission in a resolution entered this day, the request, copy of which is attached hereto and by this reference made a part hereof, is granted, subject to the following conditions:

1. That schedules containing the rates authorized herein shall make reference to prior authorities granting the long and short haul departures and to this authority. 2. That the authority herein granted shall not supersede or be in lieu of any outstanding authority heretofore granted under Section 460 of the Public Utilities Code.

The authority herein granted is limited strictly to its terms, and shall expire unless the tariff provisions authorized herein are published and filed in the San Francisco office of this Commission within ninety days after the date hereof. The item of tariff of supplement issued pursuant to this order shall bear reference to this order in substantially, the following form:

"Authorized by Cal. P.U.C. Order No. STD-5966

Public Utilities Commission of the State of Chifornia

allanu: An

Sta Finalico, Cul. February 5, 1969

Application No. 571

std 5966

The request of Agent C. R. Nickerson, 9 First Street, San Francisco S. California, in the name and on behalf of all carriers parties to Pacific Coast Tariff Bureau acting under authority of power of attoiney of formal concurrence in the Tariff Cal. P.U.C. No. 12.19 the Commission from each of said carrier, respectfully shows:

1. An older li requested under Section (1) 460 and 491 of the Public Utilities Code to put in effect <u>Cire</u> days after publication at stations and fulling with the Commission the following:

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALFORNIA SPECIAL TAREF DOCKET REQUEST

| ITAN | |
|-------------|--|
| COMEODITY | Iron or Steel Articles, as described in and subject to the |
| | Provisions shown in columns (1.2.3.4 and 5 of thema luck the |
| | |
| FROM | San Francisco, Oakland and Pittsburg |
| TO: | Turlook Alexandra a second |
| ACTION | Publish rates and provisions to the extent outlined in Exhibit |
| | aviduing to and by relevence thereto, hada a make have a |
| APPLICATION | To apply only via Aderican Transfer Co. |
| RESIDES | In a maduation. I have a start of the start start we are the start of the |

2. The proposed rates are intended to be published in Cai, P.U.C. No. 1219 nd will superiseds and take the place of rates on like traffic from and to the point above named which are set form in Cai, P.U.C. No. 1219 on file with the Commission and which rates are as follows, to with Proposed rates will displace class rates.

3. This application is based upon the following facts and clicumistances

Por complete justification in support of this application, please refer to Emiblt #A# hereof,

Your petitioner will appreciate authority to establish proposed rates and other provisions as herein proposed upon five days! notice to the Connission and to the Public.

I hereby certify under penalty of perlury that the folegoing is true and correct.

| Signature | K. nickerion | |
|-----------|---------------|--|
| Title: | ACENT | |
| | Sah Francisco | |
| | February 69 | |

EXHIBIT #A

ACERT O. R. NICKBESCHIS SECTION 460 AND SECTION 491 APPLICATION NO. 571, DATED FEBRUARY 5, 1969

PROPOSED PUBLICATION

TARIFF: Padific Coast Tariff Bureau Tariff No. 16, Cal.P.V.O. No. 1(Express) and 19(Freight), of Agent O.R.Nickerson.

ITEN: 1462.6

COMMUNITY: Iron or Steel Articles, as described in and subject to the provisions shown in Columns 1,2,3,4 and 5 of Items 1463 to 1463.2, inclusive.

FROM: 1 San Francisco Via Routes 1 and 2 2 Oakland Via Routes 1 and 2 1230 Pittsburg Via Routes 1 and 3

TO: 1510 Turlook

RATES: 26 cents per 100 pounds, minimum weight 40,000 pounds. \$23 cents per 100 pounds, minimum weight 60,000 pounds.

ØApplies only on articles taking Column 1,2 or 3 rates. Route 1:-SP direct. Route 2:-MP,Stockton,TS. Route 3:-ATSF,Pittsburg,SP. APPLICATION: Applies only via American Transfer Co. RESULTS: In a reduction.

RAIL RATE AND TARIFF AUTHORITY

Rail rates are the same as herein proposed and are named in Item 275 of Pacific Southcoast Freight Bureau, Agent, Tariff 272, ICC 1403(also filed with Cal.P.U.C.)

JUSTIFICATION

Shippers have informed American Transfer Co., that they would like to utilize their services to transport iron and steel articles from their plant in San Francisco, Oakland and Pittsburg, to Turlock, but cannot do so under the present rates applicable for account American Transfer Co., which are class rates, such rates being much higher than applicable via competing rail lines. Shippers have stated that if proposed rates are established, they will give American Transfer Co., a portion of the traffic, consequently, it is the desire of American Transfer Co., to establish proposed rates as promptly as possible upon five days notice to the Public and to the Commission.

Publication is also necessary to meet rates of permitted motor carriers who may use proposed rates under the alternating provisions of Minimum Rate Tariff No. 2.

Section 460 relief is necessary as higher rates will apply at directly intermediate points located on highway that are not located on rail, for example: Dublin is a point located on highway route directly intermediate between Oakland, on the one hand, and Turlook, on the other hand, but is not located on rail.