

Decision No. 43947

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
Stanley F. Bettencourt for exemption) Application No. 31076
from the provisions of General)
Order 84C regarding C.O.D. Bond.)

OPINION AND ORDER

Applicant is a radial highway common, highway contract and city carrier. Under the provisions of General Order No. 84C he may not handle C.O.D. (collect on delivery) shipments until he provides a surety bond of not less than \$2,000 and files such a bond with the Commission. He seeks exemption from these requirements in connection with shipments transported from Montgomery Ward & Co. Applicant does not propose to handle C.O.D. shipments for any other shipper. Montgomery Ward's regional traffic manager has stated in writing that his company does not consider the bonding of applicant necessary in connection with its C.O.D. consignments.

It appears that this is a matter in which a public hearing is not necessary and that under the circumstances the sought exemption is justified. Attention is called to the fact that the exemption herein granted extends only to shipments for Montgomery Ward & Co. Should applicant desire to handle C.O.D. shipments for anyone else, all outstanding requirements of the Commission's orders and of the statutes must be complied with. Because the conditions under which the C.O.D. service in question is performed may change at any time, the exemption will be limited to a one-year period and made subject to such earlier cancellation, change, or extension as circumstances may require.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Stanley F. Bettencourt be and he is hereby authorized to handle C.O.D. shipments for Montgomery Ward & Co. without providing and filing the surety bond required by General Order No. 84C; that this authority will expire one (1) year after the effective date of this order, unless sooner canceled, changed, or extended by order of the Commission; and that, in all other respects, the rules and regulations set forth in General Order 84C shall govern the C.O.D. services involved in this proceeding.

This order shall become effective twenty (20) days after the date hereof.

Dated at San Francisco, California, this 14th day of March, 1950.

R. Z. Anderson
Justice J. Craven
Charles H. Quinn
Harold Huls
Herbert Patten
Commissioners