

Decision No. 44017

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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of S. W. Sloneker and W. J. Coon,)	
copartners doing business under)	Application No. 31169
the firm name of C & S Trucking)	
Co. for exemption from C.O.D. bond)	
filing provisions.)	

OPINION AND ORDER

Applicants are engaged in transporting property under a highway contract carrier permit. Under the provisions of General Order No. 84C, they may not handle C.O.D. (collect on delivery) shipments until they provide a surety bond of not less than \$2,000 and file such a bond with the Commission. They seek exemption from these requirements in connection with shipments transported for Hickinbotham Bros., Ltd. The president and general manager of that company has stated in writing that it does not consider the bonding of applicants necessary in connection with its C.O.D. shipments. Applicants do not propose to handle C.O.D. shipments for any other shipper.

The bonding provisions were established primarily for the benefit of shippers. Since the shipper involved has voluntarily waived that protection, it appears that exemption from these provisions is justified. A public hearing is not necessary. Attention is called to the fact that the exemption herein granted extends only to shipments transported for Hickinbotham Bros. Should applicants desire to handle C.O.D. shipments for anyone else, all outstanding requirements of the Commission's orders and of the statutes must be met. 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 S. W. Sloneker and W. J. Coon, copartners doing business as C & S Trucking Co., be and they are hereby authorized to handle C.O.D. shipments for Hickinbotham Bros., Ltd., 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 other respects the rules and regulations set forth in General Order No. 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 Los Angeles, California, this 4th day of April, 1950.

A. J. Anderson
Justice F. Quisenberry
David K. Powell
Harold P. Kula
Kenneth L. Totten
Commissioners