

Decision No. 44120

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Frank Chavez, for exemption)
from the provisions of General)
Order 84C regarding C.O.D. bond.)

Application No. 31097

OPINION AND ORDER

ORIGINAL

Applicant is a highway contract carrier. Under General Order No. 84C he may not handle C.O.D. (collect on delivery) shipments unless and until a bond of not less than \$2,000 is provided and filed with the Commission. He seeks exemption from this requirement in connection with shipments transported for Acme Fertilizer Company.

The verified application shows that applicant's transportation services are limited to those performed for the fertilizer company. The president of that company has stated in writing that the bonding of applicant is not necessary in connection with its C.O.D. consignments.

Under the circumstances, it appears that the granting of the sought exemption 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 Acme Fertilizer Company. Should applicant desire to handle C.O.D. shipments for anyone else, all outstanding requirements of the Commission's order 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 Frank Chavez be and he is hereby authorized to handle C.O.D. shipments for Acme Fertilizer Company 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 San Francisco, California, this 2nd day of May, 1950.

R. E. Anderson

Iratt D. Seidel

Harold A. Kila

Pennington Potter
Commissioners

Commissioner James H. Green, being necessarily absent, did not participate in the disposition of this proceeding.