

ORIGINAL

Decision No. 45493

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of BROWN-ELY CO. CONTRACTORS for)	
exemption from the provisions of)	Application No. 30330
General Order No. 84B in handling)	(Supplemental)
C.O.D. shipments for Hutchinson Co.)	

SECOND SUPPLEMENTAL OPINION AND ORDER

Brown-Ely Co. Contractors, a corporation, is a highway carrier. By Decision No. 42943 of June 1, 1949, as amended, in this proceeding, it was authorized to handle C.O.D. (collect on delivery) shipments for Hutchinson Co., a corporation, without securing and filing a surety bond with the Commission as required by General Order No. 84C.¹ This authority expires June 21, 1951. Applicant seeks authority to continue to deviate from the general bonding requirements. Forrest E. Brown continues to own all of the stock of both corporations and in view of the common ownership the filing of a surety bond is not necessary to protect the interest of the shipper.

It appears that this is a matter in which a public hearing is not necessary and that the granting of the sought extension is justified.

Because the conditions under which the C.O.D. service in question is performed may change at any time, the extension will be limited to a one-year period and made subject to such earlier cancellation, change or further extension as circumstances may require.

Therefore, good cause appearing,

¹ The supplemental application incorrectly refers to General Order No. 85A.

IT IS HEREBY ORDERED that Brown-Ely Co. Contractors be and it is hereby authorized to handle C.O.D. shipments for Hutchinson Co. without providing and filing the surety bond required by General Order No. 84C; that this authority will expire April 16, 1952, 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 27th day of March, 1951.

R. T. Dunning
Justice J. Cramer
Harold H. Hill
Benjamin H. Daltiel
John E. Mitchell
Commissioners