

Decision No. 45584

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
E. M. Rudd, d.b.a. Rudd's Transfer)
& Storage, for exemption from the)
provisions of General Order No. 84C)
regarding C.O.D. bond.)

Application No. 32066

ORIGINAL

OPINION AND ORDER

Applicant holds city and highway carrier permits issued by this Commission. 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 for Sears, Roebuck and Company. The general traffic manager (Pacific Coast) of Sears, Roebuck and Company has stated in writing that his company has no objection to the granting of the sought exemption. Applicant does 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 herein voluntarily has waived that protection, it appears that the sought exemption is justified. A public hearing is not necessary. The application will be granted. 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.

The authority hereinafter granted will extend only to shipments transported for Sears, Roebuck and Company. Should applicant desire to handle C.O.D. shipments for anyone else, he will be required to comply with all of the provisions of General Order No. 84C.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that E. M. Rudd, doing business as Rudd's Transfer & Storage, be and he is hereby authorized to handle C.O.D. shipments for Sears, Roebuck and 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 all 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 17th day of April, 1951.

R. T. [Signature]
Justus J. [Signature]
Harold P. [Signature]
Lawrence P. [Signature]
John E. [Signature]
 Commissioners