

ORIGINAL

Decision No. 45793

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
Ben Miller and Esther Miller for)	
exemption from the provisions of)	Application No. 33085
General Order No. 84C.)	

OPINION AND ORDER

Applicants hold city and highway carrier permits issued by this Commission. 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 the 30th & San Pablo Furniture Warehouse Store. The store has informed the Commission in writing that the bonding of applicants is not necessary in connection with its C.O.D. consignments.

The bonding provisions were established primarily for the protection of shippers. Since that protection has been voluntarily waived by the shipper involved, it appears that 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 the 30th & San Pablo Furniture Warehouse Store. Should applicants desire to handle C.O.D. shipments for anyone else, all outstanding requirements 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 Ben Miller and Esther Miller be and they are hereby authorized to handle C.O.D. shipments for the 30th & San Pablo Furniture Warehouse Store without providing and filing the surety bond required by General Order No. 84C; that this authority shall 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 26th day of February, 1952.

R. J. [Signature]
President
Justice F. [Signature]
Harold D. [Signature]
[Signature]
Commissioners