

ORIGINAL

Decision No. 47003

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	)	
General Order No. 84C in handling	)	Application No. 33280
C.O.D. shipments for Hutchinson Co.	)	

OPINION AND ORDER

Brown-Ely Co. Contractors, a corporation, is a highway carrier. By Decision No. 45493 of March 27, 1951, in Application No. 30330, it was authorized to handle C.O.D. (collect on delivery) shipments for Hutchinson Co., a corporation, without securing and filing a bond with the Commission as required by General Order No. 84C.<sup>1</sup> This authority expires April 16, 1952. Applicant seeks authority to continue to deviate from the general bonding requirements. Forrest E. Brown owns all of the stock of both corporations. In view of this, the filing of a bond by the carrier is not necessary to protect the shipper's interests.

It appears that this is a matter in which a public hearing is not necessary and that the granting of the sought relief from the bond filing requirements 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. To prevent a lapse of applicant's authority the order will be made effective April 16, 1952.

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<sup>1</sup>The application incorrectly refers to General Order No. 85A.

Therefore, good cause appearing,

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 bond required by General Order No. 84C; that this authority shall expire April 16, 1953, 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 April 16, 1952.

Dated at San Francisco, California, this 14<sup>th</sup> day of April, 1952.

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President  
*Justin J. Calver*  
*Harold A. Aila*  
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*Therese Patten*  
*Peter E. Mitchell*  
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Commissioners