

Decision No. 48888

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
James R. McGrath for exemption)	Application No. 34477
from the provisions of General Order)	
No. 84C regarding C.O.D. Bond.)	

OPINION AND ORDER

Applicant holds city and highway carrier permits. Under the provisions of General Order No. 84C he may not handle C.O.D. (collect on delivery) shipments until he provides a 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 J. S. West & Co., East's Cash Market, Western Auto Supply Co., Mitchell's Pharmacy, Federal Dept. Stores and Tar Scott Drugs. Each of his patrons has informed the Commission in writing that the bonding of applicant is not necessary in connection with their C.O.D. consignments.

The bonding provisions were established primarily for the protection of shippers. Since that protection has been voluntarily waived by the shippers 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 above designated shippers. Should applicant 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 James R. McGrath be and he is hereby authorized to handle C.O.D. shipments for J. S. West & Co., East's Cash Market, Western Auto Supply Co., Mitchell's Pharmacy, Federal Dept. Stores and Tar Scott Drugs, without providing and filing the bond required by General Order No. 84C; that this authority shall expire one 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 days after the date hereof.

Dated at San Francisco, California, this 28th day of July, 1953.

R. F. [Signature]
 President

Justin F. [Signature]

Harold P. [Signature]

[Signature]

Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.