

ORIGINAL

Decision No. 55652

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
Earnest E. Delaplane, dba Peninsula)
Delivery and Transport Company for)
exemption from the provisions of)
General Order 84C regarding C.O.D.)
Bond.)

Application No. 39397

OPINION AND ORDER

Applicant holds radial highway common carrier and city 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 \$2,000.00 and files such a bond with the Commission. He seeks exemption from these requirements in connection with shipments transported for Frank's Liquor, Purity Store No. 52, Ad-O-Lith Service, San Mateo Florist, Blue Bird Drug Co., Smith & Dahl and Ah Sam Florist. The shippers have 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 Frank's Liquor, Purity Store No. 52, Ad-O-Lith Service, San Mateo Florist, Blue Bird Drug Co., Smith and Dahl, Inc. and Ah Sam Florist. 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, 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 Earnest E. Delaplane, dba Peninsula Delivery and Transport Company, is hereby authorized to handle C.O.D. shipments for Frank's Liquor, Purity Store No. 52, Ad-O-Lith Service, San Mateo Florist, Blue Bird Drug Co., Smith & Dahl, Inc. and Ah Sam Florist 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 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 24 day of October, 1957.

E. E. Delaplane
President

Ralph Winters

Michael D. ...

R. V. ...

T. Lynn Fox
Commissioners