

Decision No. 58124

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
J. W. Hughes, dba as Hughes Express, )  
for exemption from the provisions )  
of General Order 84-C Regarding )  
C.O.D. Bond. )

Application No. 40830

OPINION AND ORDER

Applicant holds radial highway common carrier, household goods carrier and city carrier permits. He is authorized to handle C.O.D. (collect on delivery) shipments for certain shippers located in San Francisco, without securing and filing a bond with the Commission as required by General Order No. 84-C (Decision No. 56409, dated March 25, 1958, in Application No. 39845). This authority is scheduled to expire April 14, 1959.

Applicant seeks authority to continue to deviate from the bonding requirements in connection with C.O.D. service for some of the same and several additional shippers. All of the shippers involved have voluntarily waived in writing the protection afforded by the C.O.D. bond and have requested that applicant be exempt from the C.O.D. bond filing requirements.

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.

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.

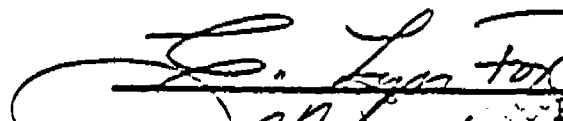

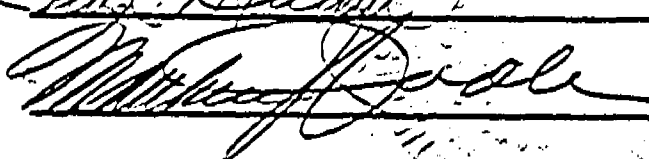
Attention is called to the fact that the exemption herein granted extends only to shipments transported for the aforesaid stores, all located in San Francisco. Should the applicant desire to handle C.O.D. shipments for anyone else, all outstanding requirements must be met.

Therefore, good cause appearing,

IT IS ORDERED that J. W. Hughes is hereby authorized to handle C.O.D. shipments for Exhibit Furniture Co., Mission Reliable, Kay Furniture Co., Vertex Electric Appliance, Payless Furniture Co., Reinert & Riley, Bernard Furniture Co. and Provident Furniture Co., located in San Francisco, without providing and filing the bond required by General Order No. 84-C; that this authority shall expire April 14, 1960, 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. 84-C 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 17 day of March, 1959.

  
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President  
  
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Commissioners