

**ORIGINAL**

Decision No. 59850

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 of C.O.D. Shipments for Hutchinson Co.

} Application No. 41958

OPINION AND ORDER

Applicant holds radial highway common carrier, petroleum contract carrier and city carrier permits. By Decision No. 58201, dated March 31, 1959, in Application No. 40870, it was authorized to handle C.O.D. (collect on delivery) shipments for a specified shipper in El Cerrito without securing and filing with the Commission the bond otherwise required by General Order No. 84C. This authority is scheduled to expire April 29, 1960.

By this application, filed February 16, 1960, applicant seeks authority to continue to deviate from the C.O.D. bonding requirements.

The shipper has informed the Commission in writing that the bonding of applicant 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 in this application, 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 ✓specified shipper in El Cerrito.

Should applicant desire to handle C.O.D. shipments for any-  
one else, all outstanding requirements must be met.

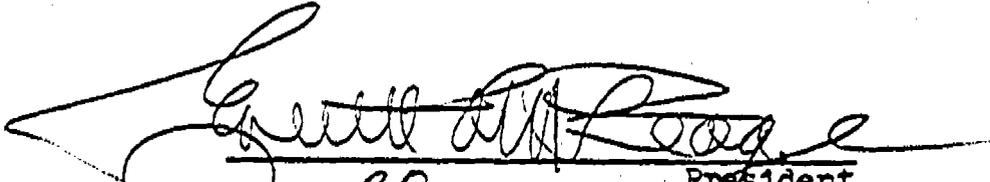
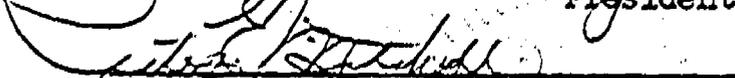
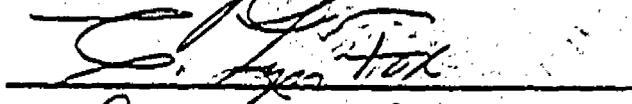
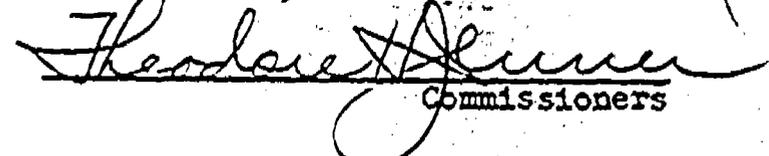
Because the conditions under which the C.O.D. service in  
question is performed may change, the exemption will be limited to  
a one-year period and made subject to such earlier cancellation,  
change or extension as circumstances may require.

Therefore, good cause appearing,

IT IS ORDERED that Brown-Ely Co. Contractors is hereby  
authorized to handle C.O.D. shipments for Hutchinson Co. of El  
Cerrito without providing and filing the bond required by General  
Order No. 84C; that this authority shall expire April 29, 1961,  
unless sooner canceled, changed or extended by order of the Commis-  
sion; 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 20th day of  
March, 1960.

  
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President  
  
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Commissioners