

Decision No. 61750

ORIGINAL

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)	Application No. 43204
General Order No. 84C in handling)	
of C.O.D. Shipments for)	
Hutchinson Co.)	

OPINION AND ORDER

Applicant holds radial highway common carrier, petroleum contract carrier and city carrier permits. By Decision No. 59850, dated March 29, 1960, in Application No. 41958, it was authorized to handle C.O.D. (collect on delivery) shipments for Hutchinson Co. of 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, 1961.

By this application, filed March 6, 1961, applicant asks that the authorized waiver of the bonding requirements be continued. The affected shipper supports the application.

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, the Commission finds 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. 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 ORDERED:

(1) 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.

(2) That the authority herein granted shall supersede the authority granted by Decision No. 59850, dated March 29, 1960, in Application No. 41958, and shall expire with April 29, 1962, unless sooner canceled, changed or extended by order of the Commission.

(3) 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 29th day of March, 1961.

Conrad R. Page
President
George J. Tibbitts
Frederick B. Halblöff
Commissioners