

Decision No. 65069

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)	
of John Kurth for exemption from)	Application No. 45187
the provision of General Order)	(Filed February 18, 1963)
84C regarding C.O.D. Bond.)	

OPINION AND ORDER

Applicant holds a highway contract carrier permit. By this application, he seeks exemption from the provisions of General Order No. 84C, under which carriers may not handle C.O.D. shipments until a bond of not less than \$2,000 is provided and filed with the Commission. The sought exemption would apply only in connection with shipments transported for the shipper hereinafter designated. The application is accompanied by a letter from the shipper stating 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, 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.

Good cause appearing,

IT IS ORDERED that John Kurth is hereby authorized to handle C.O.D. shipments for Downey Fertilizer Company 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 12th day of March, 1963.

George H. Grover
President
John L. Mitchell
Carroll O. Hoag
Frederick B. Habeloff
William W. Burnett
Commissioners