

A. 45306 - ehh

Decision No. 65446

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

IN THE MATTER OF THE Petition of)	
CARL A. MARCH, an individual, for an order)	
authorizing departure from rules, regula-)	Application No. 45306
tions and exemption in connection with)	(Filed April 1, 1963)
C O D bond requirements in all Minimum)	
Rate Tariffs.)	

OPINION AND ORDER

Applicant holds radial highway common, highway contract and city carrier permits. By this application, he seeks exemption from the provisions of General Order No. 84-C 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.¹ 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 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 the protection of the bonding provisions 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.

¹ By Decision No. 65244 dated April 16, 1963, in Case No. 7402, the Commission adopted General Order No. 84-D to become effective October 1, 1963, and to cancel and supersede General Order No. 84-C on the latter date. Both general orders contain C.O.D. bonding requirements.

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.

Good cause appearing,

IT IS ORDERED that Carl A. March is hereby authorized to handle C.O.D. shipments for Montgomery Ward without providing and filing the bond required by General Order No. 84-C or General Order No. 84-D, as the case may be; 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. 84-C or General Order No. 84-D, as the case may be, 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 21st day of May, 1963.

George J. Grover

President

John S. Mitchell

Fredrick B. Habeloff

William W. Brundage

Commissioner Everett C. McKeage, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioners