

Decision No. 65723

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
John K. Withrow, dba Withrow Trucking)
for exemption from the provisions)
of General Order No. 84-C relative to)
a C.O.D. Bond)

Application No. 45459
(Filed May 21, 1963)

OPINION AND ORDER

Applicant holds city carrier, radial highway common and highway contract carrier permits. By this application, he seeks an 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 shippers hereinafter designated. The application is accompanied by letters from the shippers stating, in effect, that the bonding of applicant is not necessary in connection with their C.O.D. consignments.

The bonding provisions were established primarily for the protection of shippers. Since that protection has been voluntarily waived by the shippers involved in this application, the Commission finds that the sought exemption is justified. A public hearing is not necessary.

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.

Attention is called to the fact that the exemption herein granted extends only to shipments transported for the specified shippers. 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.

Good cause appearing,

IT IS ORDERED that John K. Withrow, dba Withrow Trucking is hereby authorized to handle C.O.D. shipments for Ditto, Inc., and Addressograph-Multigraph Corporation 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 16th day of July, 1963.

William L. Beards
President
George L. Hoover
Frederic B. Holdhoff
Commissioners