

Decision No. 66002

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of Romeo Le Mon for exemption ) Application No. 45678  
from the provisions of General ) (Filed August 14, 1963)  
Order No. 84-C regarding C.O.D. )  
Bond. )

OPINION AND ORDER

Applicant holds radial highway common carrier 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.<sup>1</sup> 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 in effect 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, the Commission finds that the sought exemption is justified. A public hearing is not necessary.

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<sup>1</sup>

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. The exemption as herein sought has been granted to applicant heretofore on a year-to-year basis for a number of years. The present authority is scheduled to expire September 10, 1963.

Attention is called to the fact that the exemption herein granted extends only to the 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 of 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.

In view of the expiration date of the current authority the order which follows will be made effective September 10, 1963.

Good cause appearing,

IT IS ORDERED that Romeo Le Mon is hereby authorized to handle C.O.D. shipments for Whittier Fertilizer Company 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.

The effective date of this order shall be September 10, 1963.

Dated at San Francisco, California, this 16<sup>th</sup> day of September, 1963.

William A. Brundage  
President  
George E. Hoover  
Fredrick B. Heblhoff  
Commissioners