

Decision No. 66688

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of Ralph Tresca and Wayne A. Gregson )  
for exemption from the provisions of )  
General Order #84-C regarding C.O.D. )  
Bond. )

Application No. 46042  
(Filed December 17, 1963)

OPINION AND ORDER

Applicants hold a city carrier permit. By this application, they seek exemption from the provisions of General Order No. 84-C under which carriers may not handle C.O.D. shipments unless a bond of not less than \$2,000 has been provided and filed with the Commission. The sought exemption would apply only in connection with shipments transported for the shippers hereinafter designated. The application includes a signed statement by the shippers involved which states in effect that the bonding of applicants is not necessary in connection with their C.O.D. consignments.

General Order No. 84-C was superseded by General Order No. 84-D and the latter was superseded by General Order No. 84-E effective February 1, 1964. The latter general order contains bonding requirements and additional provisions governing the handling of C.O.D. shipments. The bonding provisions are set forth in ordering paragraphs numbered 2, 3, 4, 5, 6 and 7(h) of the general order. Corresponding provisions are set forth in minimum rate tariffs of the Commission.

The rules and requirements governing the transportation of C.O.D. shipments were established primarily for the protection of shippers. Since the bonding protection has been waived by the shippers 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 the shipments transported for the specified shippers. Should applicants 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. In view of the impending expiration date of the current authority, the order herein will be made effective February 3, 1964.

Good cause appearing,

IT IS ORDERED that Ralph Tresca and Wayne A. Gregson are hereby relieved from the requirements of Ordering Paragraphs 2, 3, 4, 5, 6 and 7(h) of General Order No. 84-E and the corresponding provisions as set forth in minimum rate tariffs of the Commission in the handling of C.O.D. shipments for Zarett's Pharmacy, Franklin Pharmacy, Fruitridge Pharmacy, Eales Pharmacy, Striker's Pharmacy, Bell Pharmacy, Brentwood Plaza Drugs, Willis & Martin, Medical Dental, Morriss Pharmacy, Alison Pharmacy, Pucci's Professional Pharmacy, Apollo Pharmacy, Central Pharmacy, Braden St. Luke's Medical Center Pharmacy, Medical Arts Pharmacy, Pierson's Pharmacy, Tower Drugs and Goman's Pharmacy. This authority shall expire February 3, 1965, unless sooner canceled, changed or extended by order of the Commission.

The effective date of this order shall be February 3, 1964.

Dated at San Francisco, California, this 27<sup>th</sup> day of January, 1964.

William W. Bennett  
President  
Robert L. Mitchell  
Robert W. Page  
George H. Hoover  
Fredrick B. Holloff  
Commissioners