

ORIGINAL

Decision No. 68330

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
INGAN CONETY for exemption from the)
provisions of General Order No. 84C)
regarding C.O.D. Bond.)

Application No. 47015
(Filed September 30, 1964)

OPINION AND ORDER

Applicant holds radial highway common carrier, city carrier and highway contract 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. The sought exemption would apply only in connection with shipments transported for the shipper hereinafter designated. The shipper has on file with the Commission a letter stating in effect that the bonding of applicant is not necessary in connection with its C.O.D. consignments. The exemption as herein sought has been granted to applicant heretofore on a year-to-year basis for several years. The authority expired with November 19, 1964.¹

General Order No. 84-C was superseded by General Order No. 84-D and the latter was superseded by General Order No. 84-E effective February 1, 1964.² The latter general order contains bonding requirements and additional provisions governing the

¹ Processing of this application was withheld pending receipt of additional information from applicant. This information was received on November 12, 1964.

² General Order No. 84-E was adopted by the Commission by Decision No. 66552, dated December 27, 1963, in Case No. 7402.

handling of C.O.D. shipments. The bonding provisions are set forth in Ordering Paragraphs 2, 3, 4, 5 and 7(h) of the general order. Corresponding provisions are set forth in minimum rate tariffs of the Commission. Inasmuch as General Order No. 84-C is no longer in effect, the application will be considered as an amended application seeking relief from the bonding requirements of General Order No. 84-E.

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 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.

Because the conditions under which the C.O.D. service in question is performed may change, the exemption will be limited to a further one-year period.

In view of the fact that the authority has expired, the order which follows will be made effective on the date hereof.

IT IS ORDERED that:

1. Inman Conety is hereby relieved from the requirements of Ordering Paragraphs 2, 3, 4, 5 and 7(h) of General Order No. 84-E and the corresponding provisions set forth in minimum rate tariffs of the Commission in the handling of C.O.D. shipments for Swift & Company.

2. This authority shall expire one year after the effective date of this order unless sooner canceled, changed or extended by order of the Commission.

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This order shall become effective on the date hereof.

Dated at San Francisco, California, this 27th day of
December, 1964.

Frederick D. Hollhoff
President

George L. Hoover

William L. Beards

Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.

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