

ORIGINAL

Decision No. 68849

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
Brown-Ely Co. Contractors for exemption)
from the provisions of General Order) Application No. 47348
No. 84E in handling C.O.D Shipments for) (Filed February 23, 1965)
Hutchinson Co.)

OPINION AND ORDER

Brown-Ely Co. Contractors, a corporation, holds radial highway common, city and petroleum contract carrier permits. By Decision No. 66966 dated March 17, 1964, in Application No. 46199, it was authorized to handle C.O.D. shipments for Hutchinson Co. without securing and filing a bond of not less than \$2,000 with the Commission as required by General Order No. 84-E. This authority expired March 18, 1965.

By this application, further exemption is sought from the bonding requirements of the above general order in connection with C.O.D. service for the same shipper. The application is accompanied by a letter from Hutchinson Co. stating in effect that the bonding of applicant is not necessary in connection with its C.O.D. consignments.

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 one-year period. As applicant's exemption has expired, the order herein will be made effective on the date hereof.

IT IS ORDERED that Brown-Ely Co. Contractors 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 as set forth in minimum rate tariffs of the Commission in the handling of C.O.D. shipments for Hutchinson Co. This authority shall expire one year after the effective date of this order unless sooner canceled, changed or extended by order of the Commission.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 14th day of April, 1965.

Frederick B. Hildoff
President
John E. ...
George H. Hoover
...
William C. Beard
Commissioners