

ORIGINAL

Decision No. 69219

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Jerry D. Long for exemption)
from the provisions of General)
Order 84-E regarding C.O.D. Bond)

Application No. 47575
(Filed May 12, 1965)

OPINION AND ORDER

Applicant holds radial highway common carrier and city carrier permits. By this application, he seeks limited exemption from certain requirements of General Order No. 84-E, 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 shippers hereinafter designated. The application is accompanied by a letter from each of the shippers stating in effect that the bonding requirement 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. The authority expired with May 4, 1965.

General Order No. 84-E was superseded by General Order No. 84-F effective June 1, 1965.¹ As General Order No. 84-F makes no change in General Order No. 84-E which is material to the issues in this proceeding, the application will be considered as an amended application seeking relief from the bonding requirements of General Order No. 84-F. The bonding provisions are set forth in Ordering Paragraphs 2, 3, 4, 5, 6 and 7 of the general order. Corresponding provisions are set forth in minimum rate tariffs of the Commission.

¹ General Order No. 84-F was adopted by the Commission by Decision No. 68779, dated March 23, 1965 in Case No. 7402.

The rules 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 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. As applicant's exemption has expired, the order herein will be made effective on the date hereof.

IT IS ORDERED that Jerry D. Long is hereby relieved from the requirements of Ordering Paragraphs 2, 3, 4, 5, 6 and 7 of General Order No. 84-F and the corresponding provisions set forth in minimum rate tariffs of the Commission in the handling of C.O.D. shipments for Alta Vista Drug, Cal-Chester Drugs, Drug King, Henry's Pharmacy, McDermott Pharmacy, Ming & H. Drugs, Modern Pharmacy, Perfect Photo, Inc., Pipkins' Hillcrest Pharmacy, Silver Spray Pharmacy, Westchester Pharmacy and Yants Pharmacy. This authority shall expire one year after the effective date of

A. 47575 - 81

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 8th day of June, 1965.

Frederick B. Hallock
President
George F. Hoover
Secretary
William H. Brown
Commissioners