

ORIGINAL

Decision No. 74380

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of)
 KIRK E. LATHAM, GEORGE NUNEZ,)
 JOHN M. or DELORES R. SURKSUM,)
 FRAY ZAMORA, for an order under)
 and pursuant to the State of)
 California exempting applicants)
 from the provisions of General)
 Order 84E as promulgated by Decision)
 66552 under date of December 27,)
 1963, Case No. 7402 to C.O.D. ship-)
 ments from Bandini Fertilizer)
 Company, 4139 Bandini Boulevard,)
 Los Angeles, Los Angeles County.)

Application No. 50285
(Filed June 5, 1968)

OPINION AND ORDER

Each applicant holds a radial highway common carrier permit.¹
 By this application, applicants seek exemptions from the provisions
 of General Order No. 84-F, 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 exemptions would apply only in con-
 nection with shipments transported for Bandini Fertilizer Company.
 The application is accompanied by an affidavit from Bandini Fertili-
 zer Company stating in effect that the bonding of applicants is not
 necessary in connection with its C.O.D. consignments.

General Order No. 84-F contains bonding requirements and
 additional provisions governing the handling of C.O.D. shipments.
 The bonding provisions are set forth in Ordering Paragraphs 2 to 7,
 inclusive. Corresponding provisions are set forth in various minimum
 rate tariffs of the Commission.

¹The names of John M. and Dolores R. Surksum are shown as John M. and
 Dolores R. Van Surksum in the Commission's official records. They
 will be referred to by the names shown in the Commission's official
 records.

The 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 exemptions are justified. A public hearing is not necessary. The Commission concludes that the application should be granted.

Attention is called to the fact that the exemptions herein granted extend only to shipments transported for the specified shipper. 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. services in question are performed may change, the exemptions will be limited to a one-year period.

IT IS ORDERED that:

1. Kirk E. Latham, George Nunez, John M. and Dolores R. Van Surksun and Fray Zamora, are hereby relieved from the requirements of Ordering Paragraphs 2 to 7, inclusive, 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 Bandini Fertilizer 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.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 9th day of July, 1968.

William A. Adams, Jr.
President

John E. Mitchell

William A. Bennett

Augusta

Fred P. Monassey
Commissioners