

ORIGINAL

Decision No. 74907

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of)	
Charles N. Robasse, DBA/Peninsula)	
Delivery & Transport Co. for)	Application No. 50602
exemption (sic) from the pro-)	(Filed October 10, 1968)
vision of General Order 84C re-)	
garding COD Bond.)	

OPINION AND ORDER

Charles N. Robasse, doing business as Peninsula Delivery & Transport Co., holds a radial highway common carrier permit. By this application, he seeks exemption from the provisions of General Order 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.¹ The sought exemption would apply only in connection with shipments transported for the shippers hereinafter designated.² The application is accompanied by letters from the shippers stating, in effect, that the bonding of applicant is not necessary in connection with their C.O.D. consignments.

¹ General Orders Nos. 84-C, 84-D and 84-E have been respectively superseded by General Orders Nos. 84-D, 84-E and 84-F pursuant to Decisions Nos. 65244, 66552 and 68779, in Case No. 7402. Inasmuch as General Order No. 84-C is no longer in effect, the application herein will be considered as an amended application seeking relief from the bonding requirements of the current General Order No. 84-F.

² Minor discrepancies exist between certain shippers' names as they appear in the application and as they appear in the letters supporting the application. Each shipper will be referred to by the name shown in the respective supporting letter.

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.

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 shippers involved in this application, the Commission finds that the sought exemption is justified. A public hearing is not necessary. The Commission concludes that the application should be granted.

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.

IT IS ORDERED that:

1. Charles N. Robasse is 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 Aragon Liquors, Avenue Pharmacy, Baywood Medical Pharmacy, Bennetts Pharmacy, Blum's, Camino Prescription Pharmacy, Castagnola Florist, McClards Drugs, Morse Drug, San Mateo Pharmacy, Schadler Owl Drug, The Pharmacy, Inc., Walgreen Drug and Village Pharmacy.

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 10th day of November, 1968.

William J. Lyons, Jr.
President
William A. Bennett
Attorney
Fred P. Morussey
Commissioners