

Decision No. 85523

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of WILLIAM W.)
 ALAMEDA to handle C.O.D. ship-)
 ments for HANDY ANDY T.V. &)
 APPLIANCES INC., K-MART CORP.)
 AND A-I APPLIANCE all of SOUTH)
 LAKE TAHOE, CALIFORNIA, without)
 providing and filing the bond)
 required by GENERAL ORDER 84F)

Application No. 56808
 (Filed October 14, 1976)

OPINION AND ORDER

Applicant holds a radial highway common carrier permit. By this application he seeks an exemption from the provisions of General Order 84-G 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 Handy Andy TV & Appliances, Inc., K-Mart, Inc. and A-1 Appliance, all of South Lake Tahoe, California. The application is accompanied by a letter from each shipper stating in effect that the bonding of applicant is not necessary in connection with its C.O.D. consignments.

The bonding provisions were established primarily for the protection of shippers. Since that protection has been voluntarily 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 as set forth in the ensuing order and the effective date of this order should be the date hereof because there is an immediate need for this relief.

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

IT IS ORDERED that William W. Alameda is hereby authorized to handle C.O.D. shipments for Handy Andy TV & Appliances, Inc., K-Mart, Inc. and A-1 Appliance without providing and filing the bond required by Ordering Paragraphs 2 to 7, inclusive, of General Order 84-G; that this authority shall expire two years after the effective date of this order, unless sooner canceled, changed or extended by order of the Commission; and that in all other respects the rules set forth in General Order 84-G shall govern the C.O.D. services involved in this proceeding.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 9th day of November, 1976.

*I dissent as to the effective date being the date hereof.
William Lyons Jr.*

[Signature]

President

[Signature]

Commissioners

[Signature]

Commissioners

Commissioner Leonard Ross, being necessarily absent, did not participate in the disposition of this proceeding.