

ORIGINAL

Decision No. 86785

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of Application of)
 LUIS O. GUERRERO AND SALOMON)
 MARTINEZ RODRIGUEZ for an order)
 under and pursuant to the Highway)
 Carriers Act of the State of)
 California exempting applicants)
 from the provisions of General)
 Order 84-F as promulgated by)
 Decision 68779 under date of)
 March 23, 1965, Case No. 7402,)
 as to C.O.D. shipments from)
 Kellogg Supply Co., Inc., 23924)
 South Figueroa Street, Carson,)
 Los Angeles County, California.)

Application No. 56856
 (Filed November 5, 1976)

OPINION AND ORDER

By this application Luis O. Guerrero and Salomon Martinez Rodriguez seek an exemption from the provisions of General Order 84 Series 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 Kellogg Supply Co., Inc., (Kellogg) of Carson (Los Angeles County), California. The application is accompanied by a declaration from Jake P. McLemore, Secretary-Treasurer of Kellogg, 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 shipper involved in this application, the Commission

¹The Commission's records indicate that the permit of Salomon Martinez Rodriguez has been revoked. The authority herein will therefore be granted to Luis O. Guerrero.


finds that the sought exemption is justified to the extent hereinafter indicated. 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.

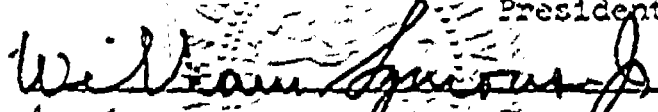
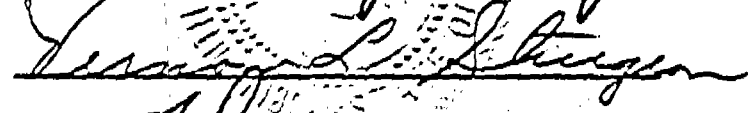
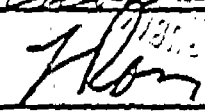
Because the conditions under which the C.O.D. service in question is performed may change, the exemption will be limited to a two-year period.

IT IS ORDERED that Luis O. Guerrero is hereby authorized to handle C.O.D. shipments for Kellogg Supply Co., Inc., without providing and filing the bond required by Ordering Paragraphs 2 to 7, inclusive, of General Order 84 Series; that this authority shall expire two years after the effective date of this order, unless sooner canceled, modified or extended by order of the Commission; and that in all other respects the rules set forth in General Order 84 Series shall govern the C.O.D. services involved in this proceeding.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 21st day of December, 1976.



President




Commissioners

Commissioner Robert Batinevich, being necessarily absent, did not participate in the disposition of this proceeding.