

ORIGINAL

Decision No. 87444 June 7, 1977

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Ted C. Blankenship doing)
business as Blankenship Trucking)
and Delivery, for exemption from)
the bonding provisions of)
General Order 84-G in handling)
of C.O.D. shipments.)

Application No. 57198
(Filed April 4, 1977)

OPINION AND ORDER

Applicant operates as a highway permit carrier. 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 GEMCO, Division of Lucky Stores, Inc. The application is accompanied by a letter from the 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 shipper 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 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 Ted C. Blankenship is hereby authorized to handle C.O.D. shipments for GEMCO, Division of Lucky Stores Inc., without providing and filing the bond

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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 cancelled modified 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 is the date hereof.

Dated at San Francisco, California, this 7th day of JUNE, 1977.

Robert Bohmisch

President

William J. Lyons

Leon L. Stinson

Robert D. Smith

Commissioners