

Decision No. 15300

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA
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J. W. Browning,
Complainant,
vs.
River Farms Company of California,
a corporation,
Defendant.

CASE NO. 2141

ORIGINAL

Seth Millington (Millington and Millington), Colusa, Calif.,
for Complainant.
Hiram W. Johnson, Jr., for Defendant.

SQUIRES, COMMISSIONER:

ORDER OF DISMISSAL

The complaint in this proceeding, filed July 6, 1925, involves a claim in the sum of \$534.90 assessed by defendant, River Farms Company of California, to cover reconditioning charges claimed to be due against certain lots of grain stored at the Howell Point warehouse of the defendant.

A hearing was held at San Francisco, California, Thursday, August 13, 1925, at which time parties litigant agreed that the Railroad Commission of California has no jurisdiction to adjudicate the issue here involved. It was stipulated between the

parties that a check in the sum of \$534.90 held in escrow by the Railroad Commission be delivered to defendant, subject to the protest of the complainant, and that this proceeding be dismissed without prejudice.

Now, therefore, it appearing to the Commission that this complaint should be dismissed,

IT IS HEREBY ORDERED that the complaint in this proceeding be, and the same is hereby, dismissed without prejudice.

Dated at San Francisco, California, this 15th day of August, 1925.

O'Seauey

George D. Squires

Leon Whitall
Commissioners.