

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
GEORGE R. SEALS, for certificate of
public convenience and necessity to
operate passenger service between
Halleck, California and San Bernard-
ino, California.

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)
) Application No. 12077.
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H. W. Phipps, for Applicant.

Jos. F. Devin and Carl D. Hodge, for
Victorville Stage Line, Protestant,

C. E. Jones, for Pacific Electric Railway
Company, Protestant.

BY THE COMMISSION:

O P I N I O N

In this proceeding the applicant sought a certificate of public convenience and necessity authorizing the establishment of an automobile stage service for the transportation of passengers between Halleck and San Bernardino. A public hearing was held before Examiner Austin at San Bernardino on December 28, 1925, and an adjourned hearing was held at the same place before Examiner Austin on February 4, 1926.

At the first hearing the granting of the application was protested by the Victorville Stage Line, operating an automobile stage line between Victorville and San Bernardino, and also by the Pacific Electric Railway Company. Considerable testimony was introduced on behalf of the applicant and certain witnesses were called by protestants. Due to the absence of certain material witnesses, the matter was continued until February 4, 1926,

when the adjourned hearing was held. At that time the applicant moved to dismiss the application without prejudice, which motion was not opposed by protestant, Victorville Stage Line, which also appeared.. The matter was thereupon submitted and is now ready for decision. In our judgment the proceeding should be dismissed without prejudice and an order will be entered accordingly.

O R D E R

Public hearings having been held in the above entitled application, the applicant having moved that said proceeding be dismissed without prejudice, the matter having been duly submitted, and the Commission being now fully advised,

IT IS HEREBY ORDERED that the above entitled proceeding be and it is hereby dismissed without prejudice.

Dated at San Francisco, California, this 2d
day of March, 1926.

H. B. Brandt
C. L. Henry
Ernest J. Smith
Leon A. Whitell
Commissioners.