

ORIGINAL

Decision No. 16127

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
JOSEPH S. LACEY and JOHN A. LACEY )  
for certificate of public convenience )  
and necessity to operate auto truck ) Application No. 12034  
service as a contract carrier between )  
points in California south of a line )  
drawn from San Jose to Merced. )

BY THE COMMISSION -

ORDER OF DISMISSAL

WHEREAS, the applicants in the above entitled proceeding have not taken advantage of opportunity offered by the Railroad Commission and amended said application by substituting for the operation herein proposed, a service between fixed termini or over a regular route or routes, thus bringing said application within the meaning of the Auto Stage and Truck Transportation Act, and

been  
WHEREAS, said applicants have/duly advised by the Railroad Commission under date of February 2, 1926, that unless said amendment was filed within a period of thirty (30) days thereafter said application would be dismissed without prejudice for the reason that the Commission's jurisdiction does not cover the character of service herein proposed in that the service is not proposed to be conducted "between fixed termini or over a regular route",

Now, therefore, good cause appearing,

IT IS HEREBY ORDERED this application be, and the same hereby is dismissed without prejudice.

Dated at San Francisco, California, this 11<sup>th</sup> day of March, 1926.

W. B. ...  
...  
Leon ...