

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
J. B. WAGNER for certificate of public)
convenience and necessity to operate) Application No. 11569
freight and express service between)
Watsonville, California, and other)
places.)

- C.R. Taylor for applicant and for Hoffman Bros. and City Transfer Company,
- C.R. Taylor and D.F. Maher for H.L.C. Bertelsen,
- H.C. Wykoff for Clark Bros.
- H.A. Butchart for Sierra Railway Company,
- E. Shillingsburg for Southern Pacific Company,
- L.E. Kitts for American Railway Express Company,
- F. Hennessey for Highway Transport Company.

BY THE COMMISSION -

ORDER OF DISMISSAL

J. B. Wagner has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of an auto trucking service between Watsonville and points within a radius of 400 miles thereof.

A public hearing was conducted by Examiner Satterwhite at Watsonville and the matter submitted. Under date of March 9, 1926, the Railroad Commission advised the applicant, in writing, that the service proposed was not an operation within the meaning of the Auto Stage and Truck Transportation Act in that it was not an operation between fixed points or over a regular route or routes, and that unless within 30 days said application was amended so as to propose a service within the purview of the Act, it would be dismissed without prejudice. The 30 days have elapsed, and no amendment has been filed.

Now, therefore, good cause appearing,

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

Dated at San Francisco, California, this 23 day of April, 1926.

H. A. B. Boudige
C. Seamy
Edward [unclear]