

Decision No. 16602

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 LEO LOVERDE for a certificate of public)
 convenience and necessity to operate)
 truck freight service in the transpor-) Application No. 11490
 tation of agricultural products between)
 no given points but for general hauling)
 only.)

J. W. Mento for applicant,
 W. S. Scott for E.O.Henderson,
 J.M. Inman for Ford & Harry,
 Devlin & Devlin, by A. I. Dupenbrock, for L.W.McCall,
 Thelan & Marris, for P.W. Holmes,
 B.F. Vandike, for Senf Draying Company,
 Lester J. Hinsdale for Geo. Buckley and J.N.&R.Colby,
 Parkinson & Parkinson for Mott Peters,
 C.F.Detrick for Western Pacific Railroad Company;
 Sacramento Northern Railroad Company,
 San Francisco-Sacramento Railroad Company, and
 Nevada County Traction Company, Protestants,
 Edward Stern for American Railway Express Company,
 Protestant,
 H.W.Hobbs for Southern Pacific Company, Protestant,
 John W. Johnston for F.W.Wales and F.W.Wales & Son,
 Protestants,
 W.L.Latta for River Auto Stages.

WHITSELL, Commissioner -

ORDER OF DISMISSAL

Leo Loverde has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of an auto trucking service in territory known as the Lisbon District, the Holland Land District and the West Sacramento District, and in territory contiguous to Sacramento, Franklin Road and Hood City.

A public hearing was conducted by Commissioner Whitsell at Sacramento and the matter submitted. Under date of March 11, 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 26th day of April, 1926.

H. B. Bourne

C. L. Seaver

Leon Whipple

COMMISSIONERS.