

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
WYTHE & HOERLER for certificate of  
public convenience and necessity to  
operate Freight Service in San Benito  
County on the public highways enumerated  
in attached sketches 1 and 2, marked  
Exhibit B, and all connecting public  
highways and within two miles on either  
side of such described highways or  
connecting public highways, as shown  
on said sketches. )  
Application  
No. 11748

Wythe and Hoerler, in propria persona,  
E. Shillingsburg for Southern Pacific Company,  
L. E. Kitts for American Railway Express Company,  
A. M. Runnells for H. J. Newkirk, J.F. Ross, Jr.,  
Louis E. Schiocchetti and E.L. Berri.

BY THE COMMISSION -

ORDER OF DISMISSAL

Wythe & Hoerler, have petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by them of an auto trucking service in the vicinity of Hollister.

A public hearing was conducted by Examiner Satterwhite at Hollister and the matter submitted. Under date of March 9, 1926, the Railroad Commission advised the applicants, 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. Wythe & Hoerler, in writing, under date of April 30, 1926, have requested that the application be dismissed without prejudice.

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 5th day of May, 1926.

H. B. Boudige  
Chavvy

Leon Whitell

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COMMISSIONERS.