

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of L. W. KELLEY, doing business under the name and style of KELLEY TRUCKING CO., for certificate of public convenience and necessity for the general transportation by motor vehicle of all commodities between all points in the San Joaquin Valley, and hauling green and dried fruits and vegetables between all points in the San Joaquin Valley and Oakland, San Francisco and Los Angeles and Watsonville and vicinity, also furniture and household goods between Parlier or all points within a radius of fifteen miles of Parlier, and all points in California not more than 500 miles distant from Parlier.

ORIGINAL
Application No. 11615

- Theodore M. Stuart, for Applicant,
- Chas. A. Beck, for San Joaquin Valley Transportation Co.,
- Dinuba Truck Line, Bekins Fireproof Storage; California Highway Express; George Harn Truck Line; Frazier Truck Line; A.L. Morgan; C.C. Scribner; Western Truck Line; C.L. Fortier; Henry Smith; Kings River Transportation Co; C.L. Carl; Cobb & Fletcher, and J.L. Bray.
- Edward Stern for American Railway Express Company, Protestant,
- I.F. Lyons, E.A. Pyrrro; A. B. Mason for California Cammers League, Interveners,
- D.O. Collemar, E.T. Lucey, for Atchison, Topeka & Santa Fe Railway Company,
- Everts, Ewing, Wild & Everts and Dan F. Conway, for Visalia Electric Railroad Co.; Stockton Electric Railroad Company; Central California Traction Company; Sacramento Northern Railroad Company, San Francisco-Sacramento Railroad Co., Petaluma and Santa Rosa Railroad Company, Protestants,
- A.E. Snow, for W.R. Miles, Protestant,
- L.N. Bradshaw for Southern Pacific Company, Protestant.

BY THE COMMISSION -

ORDER OF DISMISSAL

L. W. Kelley, doing business under the name and style of Kelley Trucking Company, 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 an area covering a large part of the San Joaquin Valley, and between valley points and other parts of the state.

A public hearing was conducted by Examiner Austin at Fresno and the matter temporarily removed from the calendar following a decision (No. 15818) by the Railroad Commission in the matter of the application of Ben Moore for a certificate of public convenience

and necessity, in which decision the Commission held that it had no certificating jurisdiction over any auto transportation service other than a service between fixed points or over a regular route.

Theodore M. Stuart, Attorney for the applicant herein, after having been granted an extension of time to enable him to determine whether he would amend the application herein so as to propose a service between fixed points or over a regular route, requested the Railroad Commission under date of April 28, 1926, to dismiss said application 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 June, 1926.

H. B. Brundage

C. S. ...

Leon Whitell

COMMISSIONERS.