

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
LUKE PEAK 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,
also furniture and household goods between
Porterville or all points within a radius
of fifteen miles of Porterville and all
points in California not more than 300
miles distant from Porterville.

Application
No. 11622

ORIGINAL

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

BY THE COMMISSION -

ORDER OF DISMISSAL

Luke Peak has petitioned the Railroad Commission for an order
declaring that public convenience and necessity require the oper-
ation 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 transpor-

tation 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~~, 1926.

H. B. Rindge

C. Seavy

Leon Whitell

COMMISSIONERS.