

LBM

Decision No. 23824

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation on  
the Commission's own motion into the  
failure of THE HARBOR TUG AND BARGE  
COMPANY to file its 1930 annual report  
as provided by statute and by order of  
this Commission. )

Case No. 3064

HARRIS, Commissioner:

ORIGINAL

ORDER OF DISMISSAL

WHEREAS, the Commission on May 18, 1931 by its own motion instituted this proceeding because The Harbor Tug and Barge Company had not filed its 1930 annual report, as provided by statute and by order of this Commission; and

WHEREAS, The Harbor Tug and Barge Company filed said 1930 annual report on May 22nd, 1931; and

WHEREAS, the record shows that the failure to file such report within the time prescribed by statute and by order of the Commission was not due to any intent to violate the provisions of the Public Utilities Act or any orders or rules of this Commission, but rather to a competitive situation, as explained during the course of the hearing had on June 17th; and

WHEREAS, representatives of The Harbor Tug and Barge Company gave assurances that subsequent reports would be filed within the time fixed by statute and by orders of this Commission; and

WHEREAS, I am of the opinion that in view of the record herein, this proceeding should be dismissed, therefore,

IT IS HEREBY ORDERED that the above entitled proceeding  
be, and the same is hereby dismissed.

The foregoing order is approved and ordered filed as the  
order of the Railroad Commission of the State of California.

DATED at San Francisco, California, this 22nd day of  
June, 1931.

C. Seamy  
Leon Whitney  
M. J. Carr  
W. B. Harris  
Frederic G. Stewart  
Commissioners.