

Decision No. 24373

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Suspension by)
 the Commission on its own Motion of)
 Local Freight Tariff C.R.C. No. 1)
 of SEABOARD TRANSPORTATION COMPANY)
 (W. A. Junge, owner), naming class)
 and commodity rates between Los An-)
 geles and Los Angeles Harbor Dis-)
 trict.)

Case No. 3148.

WHITSELL, Commissioner:

ORIGINALO P I N I O N

By order of November 30, 1931, in the above entitled proceeding the Commission suspended until January 1, 1932, Local Freight Tariff C.R.C. No. 1 of Seaboard Transportation Company (W. A. Junge, owner), published to become effective December 4, 1931. The tariff contained reduced class and commodity rates applying between Los Angeles and the Los Angeles Harbor District. It was suspended upon complaint of the California Inter-urban Motor Transportation Association, alleging that the rates therein contained were unduly low and otherwise unlawful.

The matter was set for hearing at Los Angeles December 16, 1931. On December 14th however respondent stated that it desired to cancel the reduced rates and to publish in lieu thereof rates substantially similar to those maintained by the competing lines. Authority was granted by the Commission to publish these rates. They became effective December 21, 1931, in respondent's Local Freight Tariff C.R.C. No. 2. Protestant stipulated that

this action satisfied its protest, and requested that it be withdrawn. As the cause for suspension has now been removed, our order of November 30, 1931, should be vacated and this suspension proceeding discontinued.

I recommend the following form of order:

O R D E R

Upon consideration of all the facts of record, and good cause appearing therefor,

IT IS HEREBY ORDERED that our order of November 30, 1931, in the above entitled proceeding, suspending reduced class and commodity rates between Los Angeles and Los Angeles Harbor District as published in Seaboard Transportation Company C.R.C. No. 1 be and it is hereby vacated and set aside.

IT IS HEREBY FURTHER ORDERED that this proceeding be and it is hereby discontinued, without prejudice.

The foregoing opinion and order are hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 4th day of ~~November~~ January, 1932.

Cl Seamy
Leon Outley
M. J. Carr
M. B. Harris
Fred G. Stewart
Commissioners.