

Decision No. 25487.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

GULF RED CEDAR COMPANY OF  
CALIFORNIA, INC.,

Complainant,

vs.

THE ATCHISON, TOPEKA AND SANTA FE  
RAILWAY COMPANY,

Defendant.

ORIGINAL

Case No. 3128.

BY THE COMMISSION:

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 24576 of March 14, 1932, we found that the rate assessed and collected for the transportation from Madera to Stockton of 32 carload shipments described as rough cedar slabs was unreasonable to the extent it exceeded 13 cents per 100 pounds, minimum carload weight 30,000 pounds. An order directing defendant to refund to complainant all charges collected in excess of those that would have accrued at a rate of 13 cents was entered.

Complainant now advises that some of the shipments involved contained surfaced stock as well as rough slabs and that its records are not clear as to the others. Because of its failure to show that the shipments consisted of rough cedar slabs it asks that Decision 24576 be rescinded.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that our order of March 14, 1932,

in Decision No. 24576 be and it is hereby vacated and set aside.

IT IS HEREBY FURTHER ORDERED that the complaint in the above entitled proceeding be and it is hereby dismissed.

Dated at San Francisco, California, this 27<sup>th</sup> day of December, 1932.

W. J. Kearney  
Leon Whipple  
M. J. Con  
W. B. Harris  
Fred G. Stevens  
Commissioners.