

Decision No. 25501.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

CITY OF STOCKTON, a Municipal Corporation,

Complainant

vs.

SOUTHERN PACIFIC COMPANY, et al,

Defendants.

ORIGINAL

Case No. 2857.

BY THE COMMISSION:

ORDER OF DISMISSAL

The City of Stockton filed the above entitled case on May 1, 1930. The file shows that the matter was set for hearing several different times. Each time the hearing was continued at the request of the city, joined by the two carriers. Pursuant to Resolution No. 9560 by the City of Stockton, requesting that the hearing be continued until after the completion of a study by the Planning Commission of the City of Stockton, this Commission removed the above numbered case temporarily from the calendar. On December 17, 1932, the Commission received a letter from the City Attorney of Stockton, advising that the city is not now in a financial position to proceed with this project and that it has no objection to the matter being dismissed without prejudice.

In view of the fact that this filing has been before the Commission for some two and a half years and there is no indication as to when the city will be in a position to proceed with the project if authorized, it appears appropriate that the

matter be dismissed, therefore,

IT IS HEREBY ORDERED that the above entitled matter be
and it is hereby dismissed without prejudice.

Dated at San Francisco, California, this 27th
day of December, 1932.

C. J. Jerney
Leon Whedell
W. A. Con
W. B. Harris
Fred G. Stewart
Commissioners.