

Decision No. _____

BEFORE THE RAILROAD COMMISSION
OF THE STATE OF CALIFORNIA

Decision No. 4424

ORIGINAL

In the Matter of the Application of
Southern Pacific Company for adjust-
ment of disputes which have arisen
between it and Frank L. DeLong, also
known as F. L. DeLong; E. Clemens
Horst Company, a corporation; Kelley
& Henry Co., a corporation, W. D. Shel-
don & Co., a co-partnership; Girvin &
Eyre, a co-partnership; Strauss & Co.,
Volmer & Perry, a co-partnership; M.
Blum & Co., a corporation; Moore, Fer-
guson & Co. a co-partnership; and Somers
& Co., a corporation; concerning inter-
pretation of Car Demurrage Tariff No. 2-
D. C.R.C. No. 6.

Application No. 2574.

BY THE COMMISSION:

ORDER DENYING APPLICATION
FOR REHEARING.

Frank L. DeLong, E. Clemens Horst Company, Kelley &
Henry Co., W. D. Sheldon & Co., Girvin & Eyre, Strauss & Co.,
Volmer & Perry, M. Blum & Co., Moore, Ferguson & Co. and
Somers & Co. having filed an application for rehearing herein
claiming that the Commission did not have jurisdiction to make
the order heretofore made in this proceeding on December 2,
1916, and the Commission being of the opinion that it has juris-
diction to entertain this proceeding and make said order, and
that accordingly the application for rehearing should be denied,
but also, that for the purpose of preventing any misunderstand-
ing of the order heretofore made that the form of said order

should be changed,--

IT IS HEREBY ORDERED that in accordance with the conclusions stated in the opinion rendered herein on December 2, 1916, Southern Pacific Company enforce paragraph "A" of Rule 3 of Tariff No. 2-D, C.R.C. No. 6, with reference to the demurrage assessed against said Frank L. DeLong, E. Clemens Horst Company, Kelley & Henry Co., W. D. Sheldon & Co., Girvin & Eyre, Strauss & Co., Volmer & Perry, M. Blum & Co., Moore, Ferguson & Co. and Somers & Co.;

IT IS FURTHER ORDERED that this order be substituted for the order heretofore made on December 2, 1916; and

IT IS FURTHER ORDERED that the application for rehearing filed herein be, and the same is hereby denied.

Dated at San Francisco, California, this 26th day of June, 1917.

Max Shellen
H. B. Rowland
Chas. Gordon

Commissioners.