Decision No. <u>4367</u>



BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

PETALUMA & SANTA ROSA RAILROAD CO. Complainants,

78.

CASE NO.1613

FRANK G. MCSHERRY. Dofondant.

ORDER OF DISMISSAL

On June 1, 1921, the Petaluma & Santa Rosa Railroad Company, a corporation, made complaint to the Railroad Commission against Frank G. Mc Sherry, who operated a common carrier automotive express and parcel delivery service between Santa Rosa and Sausalito under certificate of public convenience and necessity granted him in this Commission's decision No.8422, December 8, 1920, on Application No.6351 filed by Paris P. Lawson to transfer operative rights to Frank G. Mc Sherry, the defendant in this proceeding.

By this Commission's Decision No.9126, June 26th, Frank G. Mc Sherry, the defendant in this proceeding, was granted authority to sell and transfer his operative rights for the conduct of automotive transportation between Sausalito and Santa Rosa to the San Rafael Freight & Transfer Company and the said San Rafael Freight & Transfer Company having complied with all the conditions of the Commission's decision in that proceeding, is now the sole owner of the operative rights referred to in this proceeding and the defendant, Frank G. Mc Sherry, has no further interest in the matter. For the reasons stated above, we believe that this complaint should be dismissed.

IT IS HEREEY ORDERED that for good cause appearing, and the Commission being fully advised **(Mark** this complaint be and the same is hereby dismissed.

Dated at San Francisco, California, this _____ day of August, 1921.

-2-