

Decision No. 27349

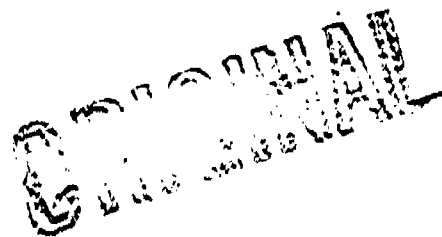
BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Suspension by the
Commission on its own motion of reduced
rates published by the PACIFIC MOTOR
TRANSPORT COMPANY for the transporta-
tion of cigarettes and cigars from San
Francisco Bay points to Indices 1025,
Monterey, to 1110, San Luis Obispo, in-
clusive.)

Case No. 3829.)

BY THE COMMISSION:

O P I N I O N



By orders dated May 7, June 7 and August 13, 1934, in the above entitled proceeding the Commission suspended until September 15, 1934, reduced rates for the transportation of cigarettes and cigars from San Francisco Bay points to Indices 1025 Monterey to 1110 San Luis Obispo, named in Item 1438 of Pacific Motor Transport Company's Local Express Tariff No. 9, C.R.C. 13. The rates were suspended upon protest of Valley and Coast Transit Company, Inc., alleging that they were unduly low, less than necessary to meet competition, and detrimental to its interests.

Thereafter respondent applied to the Commission for authority to cancel the suspended rates and to publish others in which protestant concurs, in lieu thereof. Permission to do so was granted by the Commission.¹ The cause for suspension is thus being removed. Upon condition that the suspended rates are cancelled not later than September 15, 1934, our orders of May 7, June 7 and August 13, 1934, should be vacated and this proceeding discontinued as of that date.

¹ Authorities 15-19256 and 63-10321 of August 13, 1934. By Authority G.O. 80-20-1406 of September 6 protestant was authorized to make a corresponding adjustment.

O R D E R

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

IT IS HEREBY ORDERED that our orders of May 7, June 7 and August 13, 1934, in the above entitled proceeding, suspending reduced rates for the transportation of cigarettes and cigars from San Francisco Bay points to Indices 1025 Monterey to 1110 San Luis Obispo, inclusive, published in Item 1438 of Pacific Motor Transport Company Local Express Tariff No. 9, C.R.C. No. 13, be and they are hereby vacated and set aside and this proceeding discontinued as of September 15, 1934, provided that respondents shall on or before that date modify the suspended rates in the manner indicated in the preceding opinion.

Dated at San Francisco, California, this 11th day of September, 1934.

Leon O'Connell

W. A. Cunn

W. B. Linn

W. H. Linn

Commissioners.