

Decision No. 27489.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Suspension )  
by the Commission on its own motion )  
of certain portions of San Diego )  
Forwarding Company's Local Freight )  
Tariff No. 5, C.R.C. No. 5. )

Case No. 3856.

ORIGINAL

BY THE COMMISSION:

O P I N I O N

By orders dated June 18, 1934, and August 27, 1934, in the above entitled proceeding the Commission suspended until November 30, 1934, Items 5, 30, 45, 75, 80, 90, 95, 100, 130, 165, 190, 195, 205, 245 (except rates on gasoline pumps and rubber hose) and Item 285 of San Diego Forwarding Company's Local Freight Tariff No. 5, C.R.C. No. 5, applying from Los Angeles to San Diego.

The tariff was suspended for the reason that it did not appear to be in accord with the Commission's Decision No. 26947 of April 16, 1934, in Case No. 3777, Certificated Highway Carriers, Inc., vs. Charles J. Gamble, pursuant to which it was represented to have been issued.

Thereafter respondent informed the Commission that it desired to amend the suspended schedule so as to remove the objectionable features. Permission to do so has been granted by the Commission and revised schedules have been filed. The last of these is to become effective November 6, 1934. The cause for suspension is thus being removed and our orders of June 18 and August 27, 1934, should be vacated

and this proceeding discontinued as of November 6, 1934.

O R D E R

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

IT IS HEREBY ORDERED that our orders of June 18 and August 27, 1934, in the above entitled proceeding, suspending the items in San Diego Forwarding Company's Local Freight Tariff No. 5, C.R.C. No. 5 enumerated in the opinion which precedes this order, be and they are hereby vacated and set aside and this proceeding discontinued as of November 6, 1934.

Dated at San Francisco, California, this 22<sup>d</sup> day of October, 1934.

Leon A. Dally  
V. H. C. Co.  
M. B. Lewis  
W. A. Westman  
Frank R. Denny  
Commissioners.