

Decision No. 27831

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

REGULATED CARRIERS, INC.,
a corporation,

Complainant,

vs.

ARTHUR S. LYON, FIRST DOE, SECOND
DOE, THIRD DOE, FOURTH DOE, FIFTH
DOE, FIRST DOE CORPORATION, SECOND
DOE CORPORATION, THIRD DOE CORPORA-
TION FOURTH DOE CORPORATION, FIFTH
DOE CORPORATION,

Defendants.)

Case No. 3523.

ORIGINAL

Reginald L. Vaughan for Regulated Carriers, Inc.

Inman and West, by J. M. Inman, for Arthur S. Lyon.

WARE, Commissioner:

ORDER OF DISMISSAL

In May of 1934 respondent was ordered to desist common carrier trucking operation between Sacramento and Placerville. Later appropriate affidavit was filed and respondent was ordered to show cause why he should not be punished for contempt. On the return date counsel for respondent, who had just been consulted the day before, stated that he had advised respondent to quit all operation immediately. Respondent admitted that he had continued certain operation after the desist order, but had now stopped upon the advice of his present counsel. The matter was temporarily dropped from the calendar. Affiant's counsel has advised that the desist order has been complied with and that affiant does not wish to press the matter further. Under all of the circumstances, and in view of the fact that respondent was a small operator, has been badly advised in the past, and has now complied with the

prior order, I am of the opinion that the present proceeding should be dismissed.

IT IS ORDERED that the Order to Show Cause of October 22, 1934, herein is dismissed.

Dated at San Francisco, California, this 18th day of March, 1935.

Leon Whitely

M. J. Lee

M. B. Lewis

M. H. Anderson

Frank R. Brown

Commissioners.