

Decision No. 29207.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation and Suspension by the Commission on its own motion of reduced rates published by Southern Pacific Company, The Atchison, Topeka and Santa Fe Railway Company and Pacific Freight Tariff Bureau, L. F. Potter, Alternate Agent, for the transportation of dried fruit and canned goods between points in the State of California.)

ORIGINAL

Case No. 4163.

BY THE COMMISSION:

ORDER VACATING ORDER INSTITUTING INVESTIGATION
AND SUSPENDING PROPOSED RATES

The Commission, by order dated August 27, 1936, suspended until November 25, 1936, certain items and supplements, as designated in the order, to Pacific Freight Tariff Bureau Tariff No. 34-0, C.R.C. No. 556 of L. F. Potter, Alternate Agent; The Atchison, Topeka and Santa Fe Railway Company Freight Tariff No. 12375-0, C.R.C. No. 690; The Atchison, Topeka and Santa Fe Railway Company Freight Tariff No. 11992-H, C.R.C. No. 672; Southern Pacific Company Freight Tariff No. 730-D, C.R.C. No. 3353; and Southern Pacific Company Freight Tariff No. 121-F, C.R.C. No. 2818, in so far as they name reduced rates for the transportation of canned goods and dried fruits between points in this state. The schedules were suspended upon protest from The Truck Owners' Association of California, alleging, among other things, that the proposed rates were unduly low, unjust, unreasonable and otherwise unlawful.

Before public hearing was had in this proceeding, respondents informed the Commission that they desired to withdraw the suspended rates. Permission to do so was granted by the Commission¹

¹ Special permission No. 15-21293 of September 11, 1936.

and the suspended schedules were cancelled effective September 15 and 16, 1936. The cause for suspension having thus been removed, our order of August 27, 1936, should be vacated and set aside and this proceeding discontinued; therefore, good cause appearing,

IT IS HEREBY ORDERED that our order of August 27, 1936, in the above entitled proceeding, be and it is hereby vacated and set aside and this proceeding discontinued.

Dated at San Francisco, California, this 19th day of October, 1936.

M. B. Lewis
Leon O'Whalley
W. A. C. C.
William R. D. D.
Greene R. D. D.
Commissioners.