

Decision No. 30188

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
BAY CITIES TRANSIT COMPANY OF SANTA)
MONICA, CALIFORNIA,)
for approval of contract to purchase)
ten(10) motor coaches and make pay-)
ment of the same over a period of)
36 months.)

ORIGINAL

Application No. 21439

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION AND ORDER

The Commission by Decision No. 30097 dated September 7, 1937, authorized the Bay Cities Transit Company to execute and enter into a conditional sale contract for the purpose of acquiring ten 27-passenger buses from the Yellow Truck & Coach Manufacturing Company.

The company now reports that it has concluded to cancel the conditional sale contract because of the uncertainty of the date when the buses can be delivered.

The Commission's order provides that the authority therein granted will not become effective until the company has paid the fee prescribed by Section 57 of the Public Utilities Act, which fee is Sixty-six(\$66.00) Dollars. The company has not yet paid said fee, with the result that the Commission's authority has not become effective.

Applicant asks permission to withdraw its application because of the cancellation of the proposed contract. The Commission has considered applicant's request and is of the opinion

that such request should be granted and that Decision No. 30097 dated September 7, 1937 should be vacated and set aside, and this application dismissed without prejudice, therefore,

IT IS HEREBY ORDERED that Decision No. 30097 dated September 7, 1937 be, and the same is hereby, vacated and set aside, and the above entitled application be, and the same is hereby, dismissed without prejudice.

DATED at San Francisco, California, this 4th day of October, 1937.

Walter H. ...
John ...
James ...
Robert ...
Paul & Kelly
Commissioners.