

Decision No. 31600

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application  
of RAILWAY EXPRESS AGENCY, INC.  
of CALIFORNIA, a corporation, to  
suspend its operative right be-  
tween Lodi and Valley Spring,  
California.

}  
} Supplemental  
} Application No. 22031

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION AND ORDER

Under authority of Decision No. 31077 dated June 30, 1938, Railway Express Agency, Incorporated, applicant herein, was authorized to suspend all of its highway common carrier operations between Lodi and Valley Springs for a period of six (6) months commencing July 15, 1938, based on an allegation that the small volume of traffic moving to and from the agency station at Valley Springs (only remaining agency station on this line, those at Clements and Lockford having been abandoned) was not sufficient to sustain compensatory operation. To protect the Valley Springs traffic, a contract was entered into between Stockton-Murphy's Freight Line, a certificated carrier, to transport property consigned to Railway Express Agency, Incorporated of Delaware, and Southern Pacific Company between Stockton and Valley Springs as a substitute service.

By the instant supplemental application applicant requests an order of this Commission authorizing a further suspension of service between Lodi and Valley Springs for an additional six (6) months period commencing January 15, 1939 alleging that the

identical conditions upon which the original order was based still exist.

This appears to be a matter in which a public hearing is not necessary and the request appearing reasonable and not inimicable to the public interest, the application will be granted.

### O R D E R

IT IS HEREBY ORDERED that Railway Express Agency, Incorporated of California be and it is hereby authorized to further temporarily suspend all of its highway common carrier operations between Lodi and Valley Springs and intermediate points as heretofore authorized by Decision No. 24526 as amended by Decision No. 24560, for a period of six (6) months commencing January 15, 1939 provided that applicant shall file on at least five (5) days' notice to the Commission and the public a supplement to its tariff in triplicate and a time schedule in duplicate showing the suspension of service herein authorized.

IT IS HEREBY FURTHER ORDERED that the authority herein granted is contingent upon there being maintained in effect, during the period of suspension herein authorized, the contract heretofore referred to.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 27<sup>th</sup> day of December, 1938.

R. S. Valencia  
Frank R. Dwyer  
[Signature]  
COMMISSIONERS