

Decision No. 32346

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 pub-  
lished by The Atchison, Topeka and  
Santa Fe Railway Company and Southern  
Pacific Company for the transportation  
of brandy, sake and wine from various  
points located in the San Joaquin  
Valley to San Francisco, Oakland,  
Stockton, Farmington, Fresno, Los  
Angeles, Los Angeles Harbor and other  
points.

ORIGINAL

Case No. 4391

BY THE COMMISSION:

ORDER VACATING ORDER OF SUSPENSION AND INVESTIGATION

By order dated February 2, 1939, and orders supplemental thereto, the Commission suspended until September 6, 1939, Item No. 9760-C of The Atchison, Topeka and Santa Fe Railway Company Local, Joint, Proportional, Export and Import Freight Tariff No. 12375-0, C.R.C. No. 690, and Items Nos. 9990-N, 10003-A, 10007, 10007-A and 10028 of Southern Pacific Company Freight Tariff No. 730-D, C.R.C. No. 3353, naming reduced rates for the transportation of wine, sake and brandy in packages, carloads from Cecile, Farmington, Montpellier, Wolf and other San Joaquin Valley points to San Francisco, Oakland, Stockton, Farmington, Fresno, Los Angeles, Los Angeles Harbor and other points.

The above items were suspended following receipt of protests from competing highway carriers alleging, among other things, that the proposed rates were unreasonable and detrimental to their interests. Subsequently, requests were made by respondent carriers to withdraw the suspended rates. These requests were granted by the Commission on August 30, 1939, under Special Authorities Nos. 15-23607 and 63-15554 for The Atchison, Topeka and Santa Fe Railway Company and Nos. 15-23552 and 63-15508 for the Southern Pacific Company, and the suspended

schedules have now been cancelled. The cause for suspension having been removed, our order of February 2, 1939, and supplemental orders thereto, should be vacated and the proceeding discontinued.

Therefore, good cause appearing,

IT IS ORDERED that the order instituting investigation and suspension in this proceeding and supplemental orders thereto be and they are hereby vacated and set aside and that this proceeding be and it is hereby discontinued.

Dated at San Francisco, California, this 19<sup>th</sup> day of September, 1939.

Raymond  
W. Baker  
Arthur J. Cannon  
W. Baker  
Arthur J. Cannon  
Commissioners