

Decision No. 2024853

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
PETER H. MULLER )  
for Authority to charge less than )  
Minimum Rates. )

**ORIGINAL**  
Application No. 21571

PETER H. MULLER, Applicant, in propria persona.  
HAROLD W. DILL, for Truck & Warehouse Association  
of San Diego and Imperial Counties, Protestant.  
J. C. BOWDEN, for Dump Truck Association of  
Southern California, Protestant.  
F. F. WILLEY, for Pacific Electric Railway Company,  
Interested Party.

BY THE COMMISSION:

O P I N I O N

By his application, filed July 23, 1937, Peter H. Muller, who then held permits authorizing him to operate as a radial high-way common carrier and as a city carrier, sought authority under Section 11 of the Highway Carriers' Act and under Section 10 of the City Carriers' Act to establish a rate for the transportation of property in dump trucks below the minimum rates prescribed by the Commission for that service by Decision No. 20056, dated May 25, 1936, in Case No. 4087. Specifically, applicant proposed a rate of \$1.25 per hour for transporting earth, rock, sand, and gravel in his two-cubic-yard dump truck in connection with certain W. P. A. projects in Los Angeles County.

When applicant was advised that the Commission's order provided for a minimum rate of \$1.25 per hour for this size of equipment, he requested that the matter be dismissed. Accordingly, such will be the order.

O R D E R

A public hearing having been held in the above-entitled proceeding, the matter having been duly submitted, and the Commission being now fully advised,

IT IS HEREBY ORDERED that the above-entitled proceeding be and it is hereby dismissed.

This order shall become effective immediately.

Dated at San Francisco, California, this 5<sup>th</sup> day of March, 1940.

Ray L. Rice  
Frank M. Smith  
Ray B. W. ...  
J. J. ...  
Justice J. ...  
Commissioners