

Decision No. 34125

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

REDONDO AVENUE ASSOCIATION,
Complainant,

vs.

PACIFIC ELECTRIC RAILWAY COMPANY,
Defendant.

Case No. 4531

BY THE COMMISSION:

ORDER OF DISMISSAL

Complainant having been advised by the Commission, on July 23, 1940, and on August 16, 1940, that the above complaint fails to constitute a cause of action in that it constitutes a collateral attack upon orders which became final before the complaint was filed (Decision No. 32599 in Application No. 21656 and Decision No. 32830 in Application No. 23053), seeks relief which the Commission is without jurisdiction to accord, and is defective in certain other respects; no amended complaint having been filed; and good cause appearing, IT IS ORDERED that the above complaint be and it is hereby dismissed.

Dated, San Francisco, California, this 23rd day of June, 1941.

Ray C. Rice

Tracy R. Andrews
Arthur H. Clark
Commissioners.