

Decision No. 35662

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

PACIFIC FREIGHT LINES, a corporation,
SOUTHERN CALIFORNIA FREIGHT LINES, a
corporation, SOUTHERN CALIFORNIA
FREIGHT FORWARDERS, a corporation, and
CITY TRANSFER AND STORAGE COMPANY, a
corporation,

Complainants,

vs.

Case No. 4412

A. R. READER and PHIL READER, co-
partners,

Defendants.

BY THE COMMISSION:

O P I N I O N

The Commission's Decision No. 33843, rendered on January 28, 1941, found that A. R. Reader and Phil Reader, co-partners, did not possess a prescriptive right to render a common carrier truck service to and from the Los Angeles harbor area except to serve the "steamship docks and wharves" there located. They were directed to cease all other operations. Their petition for rehearing was denied on May 19, 1942. Other orders have been issued extending the time within which the defendants shall comply with that decision, the latest of such orders having extended the time to September 1, 1942.

Upon further consideration of the evidence and arguments presented in this proceeding, the Commission now concludes that the complaint against A. R. Reader and Phil Reader should have been dismissed. We are of the opinion that no substantial evidence was adduced to indicate the unlawfulness of any part of their operations.

Therefore, an order to that effect will now be made.

ORDER

Good cause appearing, IT IS ORDERED that Decision No. 33843 issued January 28, 1941, on the within complaint against A. R. Reader and Phil Reader be and hereby is fully revoked, and that the said complaint be and hereby is dismissed, without prejudice.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 4th day of August, 1942.

Justus F. Cramer
Ray L. Rice
M. J. [unclear]
Francis R. Havens
Richard [unclear]
Commissioners