

Decision No. 37205**ORIGINAL**

## BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 W. A. BAXTER, for relief under )  
 Section 11 of the Highway Carriers' )  
 Act, Chapter 223, Statutes of 1935 ) Application No. 24903  
 of the State of California, as )  
 amended, and under Section 10 of )  
 the City Carriers' Act, Chapter 312, )  
 Statutes of 1935 of the State of )  
 California, as amended. )

BY THE COMMISSION:

SECOND SUPPLEMENTAL OPINION AND ORDER

Decision No. 35554, as amended, in this proceeding authorized W. A. Baxter to perform transportation service for Pacific Electric Railway Company until July 7, 1944, at rates less than those established as minima. This authority involved the movement of property for the railway in connection with the construction, maintenance or removal of facilities for its operations in the counties of Los Angeles, Orange, Riverside and San Bernardino. By supplemental application a one-year extension is sought.<sup>1</sup>

The verified application shows that unusually favorable operating conditions still obtain in connection with the transportation in question. It also shows that under these conditions operations under the authorized rates have been fully compensatory.

It appears that this is a matter in which a public hearing is not necessary and that applicant's authority should be reinstated.

Therefore, good cause appearing,

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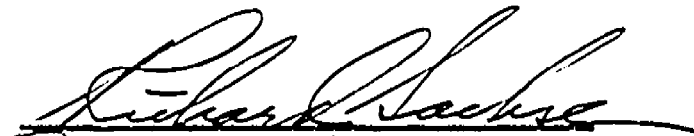



As the authority has expired, the supplemental application will be considered as a request for reinstatement.

IT IS HEREBY ORDERED that the authority granted W. A. Baxter by Decision No. 35554 of July 7, 1942, as amended, in this proceeding be and it is hereby reinstated.

IT IS HEREBY FURTHER ORDERED that the authority herein granted shall expire one (1) year from the effective date hereof unless sooner changed, canceled or extended by appropriate order of the Commission.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 18<sup>th</sup> day of July, 1944.

  
  
  
  
Commissioners