

Decision No. 37253

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

FRANK CAUDANA,)
Complainant)
vs.)
PACIFIC FREIGHT LINES COMPANY)
a corporation,)
Defendant.)

Case No. 4578

ORIGINAL

GWYN H. BAKER, for complainant.

WALLACE K. DOWNEY, for defendant.

BY THE COMMISSION:

O P I N I O N

In this proceeding complainant Frank Caudana alleged that defendant Pacific Freight Lines, a corporation, had been operating, without proper authority, as a highway common carrier between Bakersfield and Wasco. Defendant admitted its operations between these points but denied it lacked authority to do so. By stipulation of the parties the matter was submitted without a public hearing, upon briefs which subsequently were filed.

The Commission has been advised by the complainant that in view of his application to transfer to Robert Garden certain operations, including an operative right between Bakersfield and Wasco (Application No. 26079), he has no further interest in the instant proceeding should the proposed transfer be authorized; and he requests that concurrently with any decision authorizing such a transfer, the complaint herein be dismissed.

The application of complainant to transfer his operations was granted by Decision No. 37219, rendered July 20, 1944.

