

Decision No. 37291

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of WESTERN WAREHOUSE AND TRANSFER COMPANY, a corporation, for authority to sell and convey prescriptive right.

Application No. 25648

ORIGINAL

BY THE COMMISSION:

OPINION AND ORDER ON PETITION FOR REHEARING

By its order in Decision No. 36417, dated June 8, 1943, in the above entitled proceeding, the Commission authorized Western Warehouse and Transfer Company, a corporation, to transfer to J. S. Craig, an operative right to conduct a public utility warehouse business in Los Angeles. Subsequently, the proceeding was reopened for further hearing and on December 7, 1943, the Commission, by Decision No. 36756 (45 C R.C. 87), as amended by Decision No. 36761, dated December 9, 1943, rescinded its prior order authorizing the transfer and dismissed the application. The rescission order did not become effective, it having been suspended by a petition for rehearing filed December 16, 1943, by Western and Craig.⁽¹⁾ Upon consideration of the petition, the Commission is of the opinion that its rescission order should be vacated and that the authorization to transfer should be reinstated. A rehearing is not necessary.

Therefore, good cause appearing, IT IS HEREBY ORDERED that Decision No. 36756, and its amending Decision No. 36761, be and each

(1) Western and Craig have also filed a petition for rehearing of Decision No. 36757, in Application No. 25620, of Western to abandon service. By a decision issued this day, Application No. 25620 was dismissed.

of them is hereby vacated, and that Decision No. 36417, authorizing the transfer of the operative right from Western Warehouse and Transfer Company to J. S. Craig, be and it is hereby reinstated.

This order shall be effective on and after the date hereof.

Dated at San Francisco, California, this 29th day of August, 1944.

Richard L. Jackson
Justin F. Cannon
Francis R. Haveras
Francis J. O'Connell

Commissioners.