

Decision No. 37726

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

VALLEJO, NAPA & CALISTOGA TRANSPORT CO.,)
 a corporation,)
 Complainant,)
 vs.)
)
 KELLOGG EXPRESS & DRAYING CO., a corpo-)
 ration, and NAPA TRANSPORTATION CO., a)
 corporation.)
 Defendants.)

Case No. 4589

BY THE COMMISSION:

ORDER DISMISSING PETITION FOR REHEARING

Decision No. 34547, in the above entitled matter, ordered defendants to cancel Joint Tariff No. 5, C.R.C. No. 6, of Kellogg Express and Draying Co., and to cease and desist, and thereafter abstain from applying, demanding or collecting the joint rates specified in said tariff unless they obtained proper authority therefor. Subsequently defendants obtained such authority by Decision No. 34777 in Application No. 24133.

The request of the defendants to dismiss the petition for rehearing of Decision No. 34547 appears reasonable and will accordingly be granted.

IT IS ORDERED that defendants' petition for a rehearing of the above entitled proceeding is hereby dismissed.

Dated at San Francisco, California, this
13th day of March, 1945.

L. Harold Anderson
Justice A. C. Baker
Richard B. Baker
Frank C. Cova
James H. Daniel
 COMMISSIONERS