

Decision No. 37761

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

**ORIGINAL**

In the Matter of the Application of )  
PACIFIC ELECTRIC RAILWAY COMPANY, )  
a corporation, for authority to )  
abandon service and remove tracks )  
on the Pasadena Short Line and the )  
Pasadena-Oak Knoll Line )

Application No. 23715

In the Matter of the Application of )  
PACIFIC ELECTRIC RAILWAY COMPANY, )  
a corporation, for an in lieu )  
certificate of public convenience )  
and necessity. )

Application No. 17984

33rd Supplemental )  
(Establish L.A.-Pasadena )  
Motor Coach Line) )  
42nd Supplemental )  
(Reroute Garfield Avenue )  
Motor Coach Line)

BY THE COMMISSION:

ORDER OF DISMISSAL OF APPLICATION NO. 23715 AND  
SUPPLEMENTS 33 AND 42 TO APPLICATION NO. 17984

The above-entitled matters have been before the Commission for a number of years. Hearings have been held in these proceedings; the last one was held February 26, 1941 at which time the matter was adjourned to a date to be set. At the hearings the City of Pasadena objected to the granting of a certificate to any carrier to operate a motor coach line along Arroyo Seco which is involved herein.

It now appears that no good cause would be served by continuing these proceedings before the Commission; as these and related matters in the future will require the development of a new record to meet prevailing conditions.

The matter of a passenger stage operation over the Arroyo Seco is involved in other proceedings pending before the Commission. To carry out the transportation plan proposed in these applications will, in addition to operation over Arroyo Seco, require the abandonment of certain rail lines which cannot properly be effected until after the termination of prevailing hostilities.

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(1) Applications Nos. 21102 and 23273.

Therefore, it appears that the above-numbered applications should be dismissed with the understanding that such action will in no way prejudice the interest of the respective applicants in any future filing for the authority sought herein. In order that the various parties will retain any advantage they may now have, from the standpoint of priority in filing of their respective applications, this feature will be given due consideration in any future similar filings. Also attention is called to the fact that it is the privilege of an interested party to request that any portion of the record thus far adduced in these proceedings become part of a record in a similar proceeding, in the future, by stipulation.

Therefore, good cause appearing, it is ordered that the above-entitled proceedings be and they hereby are dismissed without prejudice.

The effective date of this order shall be twenty (20) days from the date hereof.

Dated at San Francisco, California, this 27<sup>th</sup> day of March, 1945.

Richard C. Anderson  
Justice F. Coe  
Richard K. Ketchum

James H. Powell  
COMMISSIONERS