

Decision No. 37916

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
COAST LINE EXPRESS, a corporation, )  
to transfer its express operative )  
rights to CALIFORNIA MOTOR EXPRESS, )  
LTD., a corporation, and to merge )  
said operative rights with the ex- )  
press operative rights of CALIFORNIA )  
MOTOR EXPRESS, LTD. )

**ORIGINAL**

Application No. 24366

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION

By Decision No. 37475, rendered November 9, 1944, in this proceeding, Coast Line Express was authorized to transfer to California Motor Express, Ltd., certain operative rights as an express corporation, as defined by Section 2(k), Public Utilities Act. The order, which became effective 20 days after date, was suspended by a petition for rehearing filed November 18, 1944, by one of the protestants. By Decision No. 37743, dated March 20, 1945, this petition was denied.

By Paragraph (5) of the order contained in Decision No. 37475, applicants were directed to file appropriate tariff withdrawal and adoption supplements satisfactory to the Commission, on not less than one day's notice to the Commission and the public, within 60 days from the effective date of such order. Since the order was suspended by the filing of the petition for rehearing, the time for compliance with Paragraph (5) commenced to run on March 20, 1945. By their petition filed May 17, 1945, applicants allege that they propose to consummate the transfers authorized as of May 31, 1945, so that they will be in effective and consolidated operation on June 1, 1945; and they request that the period

prescribed by Paragraph (5) be extended accordingly. Applicants' request will be granted.

FIRST SUPPLEMENTAL ORDER

Application having been made for the modification of the decision originally rendered herein, and good cause appearing,

IT IS ORDERED as follows:

(1) That Paragraph (5) of the order contained in Decision No. 37475 be and it is hereby amended to read as follows:

(5) That applicants shall comply with the provisions of Tariff Circular No. 2 by filing, in triplicate, and concurrently making effective appropriate tariff withdrawal and adoption supplements satisfactory to the Commission, on or before June 1, 1945, and on not less than one (1) day's notice to the Commission and the public.

(2) That in all other respects Decision No. 37475 shall remain in full force and effect.

The effective date of this order shall be the date hereof.

Dated at Los Angeles, California, this 22<sup>nd</sup> day of May, 1945.

Harold Culver  
Justus F. Carpenter  
Richard Sachs  
Anna C. ...  
...  
COMMISSIONERS