

Decision No. 41429

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)  
CHESTER R. SMITH and ORA B. SMITH, )  
(SANTA CRUZ TRANSIT COMPANY) for )  
authority to increase rates. )

Application No. 28497

ORDER OF DISMISSAL

WHEREAS, by application filed in this proceeding on June 9, 1947, Chester R. Smith and Ora B. Smith, copartners doing business as Santa Cruz Transit Company, sought authority to increase certain fares for the transportation of passengers in Santa Cruz and adjacent territory;

WHEREAS, after said application was set for hearing before Commissioner Potter and Examiner Bradshaw at Santa Cruz on August 15, 1947, the proceeding was temporarily removed from the Commission's calendar on August 1, 1947, upon applicants' request;

WHEREAS, although applicants have subsequently been requested in writing from time to time to inform the Commission whether they desire that the application be restored to the Commission's calendar or dismissed, no definite information has been received in response to such requests; and

WHEREAS, applicants were notified in writing on March 5, 1948, that, unless the Commission is informed within two weeks of their desires respecting the disposition of the application, consideration will be given to the entry of an order of dismissal, and no reply has been received to said communication.

IT IS ORDERED that the application in the above-entitled

proceeding be and it is hereby dismissed for want of prosecution.

This order shall become effective 20 days from the date hereof.

Dated at San Francisco, California, this 6<sup>th</sup> day of April, 1948.

R. Z. [Signature]  
Justice F. [Signature]  
[Signature]  
Harold F. [Signature]  
[Signature]  
 COMMISSIONERS

