

ORIGINAL

Decision No. 42579

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation )  
and Suspension by the Commission )  
on its own motion of certain provi- ) Case No. 4990  
sions of Supplement No. 4 to Agent )  
L. E. Kipp's Freight Tariff No. )  
414-A, Cal.P.U.C. No. 59. )

ORDER VACATING ORDER OF SUSPENSION  
AND INVESTIGATION

By order dated December 29, 1948, the Commission suspended until March 30, 1949, provisions of Page 2 of Supplement No. 4 to Agent L. E. Kipp's Freight Tariff No. 414-A, Cal.P.U.C. No. 59, reading as follows:

"NOTICE

"The word 'recovery' as used in this tariff means the recovery of metals by a melting or remelting process."

These provisions were suspended following receipt of a protest alleging, among other things, that they would be unjust, unreasonable, and unduly prejudicial. They are now proposed to be withdrawn. Their withdrawal will remove the cause for suspension.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Agent L. E. Kipp be and he is hereby authorized to withdraw the above-described "notice" from his Tariff No. 414-A, Cal.P.U.C. No. 59, on or before March 30, 1949, on not less than five (5) days' notice to the Commission and the public; and that, upon the effectiveness of such withdrawal, the

order instituting investigation and suspension of December 29, 1948, in this proceeding, shall be vacated and set aside and the proceeding discontinued.

This order shall become effective twenty (20) days after the date hereof.

Dated at San Francisco, California, this 1<sup>st</sup> day of March, 1949.

R. Z. [Signature]  
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Commissioners