

ORIGINAL

Decision No. 46190

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
BURLINGTON TRANSPORTATION COMPANY, a)
corporation, to transfer its operating)
rights to AMERICAN BUSLINES, INC., a) Application No. 32417
corporation, under a proposed plan of)
merger.)

ORDER OF DISMISSAL

Burlington Transportation Company and American Buslines, Inc. have heretofore filed an application for an order of this Commission authorizing the former to transfer its operating rights to the latter under a proposed form of merger.

Since filing said application, applicants point out that in Docket No. MC-F-4856, the Interstate Commerce Commission has authorized the merger of these two corporations, and the merger has actually been consummated. The Commission's attention is also directed to its Decision No. 45579, dated April 17, 1951, in Application No. 30953, wherein it is stated that

"...in our opinion the Interstate Commerce Act confers upon the Interstate Commerce Commission exclusive jurisdiction to authorize a consolidation or merger of the kind contemplated by these applicants." (1)

In view of this situation applicants in this proceeding request that said application be dismissed.

Therefore, good cause appearing,

(1) This refers to application of Coast Line Truck Service, Inc. and Clark Bros. Motor Transport, Inc., for an order authorizing applicants to merge.

IT IS ORDERED that the above-entitled matter be, and it hereby is, dismissed.

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

Dated at Los Angeles, California, this 18th day of September, 1951.

A. Z. Anderson
President
Justus J. Craven
Harold P. Hule
John E. Mitchell
Commissioners