

ORIGINAL

Decision No. 57523

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Suburban Freight Lines, Inc., a California corporation, for a Certificate of Public Convenience and Necessity authorizing the transportation of freight, with certain exceptions, between Los Angeles and vicinity, Alhambra, Arcadia, Baldwin Park, Chino, Colton, Corona, Cucamonga, Glendora, Monrovia, Ontario, Pomona, Redlands, Riverside, San Bernardino, San Gabriel, Temple City, Upland and Yucaipa, California, serving all intermediate points.

Application No. 36165

ORDER DENYING PETITION FOR REHEARING AND RECONSIDERATION OF DECISION NO. 54016

It appearing that Application No. 36165 was one filed pursuant to Decision No. 50448 in Case No. 5478, and

It appearing that pursuant to the procedure established by the Commission for the processing of such applications Decision No. 52771 was issued, dated March 13, 1956, and became effective ninety days after such date, and

It appearing that Decision No. 52771 authorized applicant to transport specifically named commodities between Los Angeles on the one hand, and Pomona, Ontario, Riverside and San Bernardino on the other hand, excluding, however, the authority to render service to, from or between intermediate points, and

It appearing that applicant on October 8, 1958 filed a petition requesting amendment of Decision No. 52771 to provide an expansion of the area so authorized, and

The Commission having concluded that petitioner's failure to file a petition for reconsideration until more than two years had elapsed since the effective date of Decision No. 52771 constitutes laches, and

The Commission being of the opinion, therefore, that petitioner may no longer have recourse to the procedure hereinabove mentioned,

IT IS ORDERED that such petition is denied.

Dated at San Francisco, California, this 28th day of October, 1958.

[Signature]  
President

[Signature]

[Signature]

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Commissioners