

Decision No. 63231

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

HARRIS FOUNDRY & MACHINE COMPANY,)
a corporation,)

Complainant,)

v.)

SOUTHERN PACIFIC COMPANY (PACIFIC)
LINES), a corporation,)

Defendant.)

Case No. 6350

ORDER OF DISMISSAL

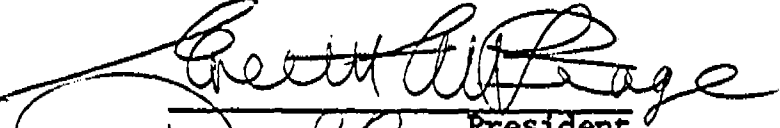
This complaint for reparations was filed on September 8, 1959. On October 13, 1959, the complainant filed a motion requesting the Commission to hold the matter in abeyance so that the matter could be litigated before the Interstate Commerce Commission, if that Commission found it had jurisdiction in the matter. The matter has been held in abeyance pending the disposition of Harris Foundry & Machine Company v. Southern Pacific Company, ICC Docket No. 33240. On September 22, 1961, the Interstate Commerce Commission issued a final order in the proceeding before it. On January 8, 1962, complainant filed with this Commission a written request for dismissal in view of the fact that the subject matter


of this complaint has been fully litigated in the proceeding before the Interstate Commerce Commission.

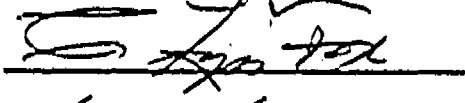
Therefore, good cause appearing, IT IS ORDERED that Case No. 6350 is hereby dismissed with prejudice.


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


Dated at San Francisco, California, this 10th day of FEBRUARY, 1962.



President








Commissioner