

ORIGINAL

Decision No. 68413

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the CITY OF ROHNERT )  
PARK for a public grade crossing )  
over the NORTHWESTERN PACIFIC RAIL- )  
ROAD at Wilfred Avenue in the City )  
of Rohnert Park, County of Sonoma. )

Application No. 46017

Harold S. Lentz, for Northwestern Pacific Railroad  
Company, interested party.  
Richard B. Maxwell, for applicant City of Rohnert  
Park.  
Kenneth G. Soderlund, for the Commission staff.

OPINION ON REHEARING

By its Decision No. 67920, the Commission ordered that rehearing be granted for the limited purpose of allowing cross-examination of witness Robert E. Nicholson on his direct testimony as recorded on pages 157 through 178 of the transcript, but not as to any part of said testimony that was stricken from the record by ruling of the presiding examiner.

Further public hearing was held on December 22, 1964, in Santa Rosa before Examiner Rowe, at which time counsel for the railroad company cross-examined said witness fully on his direct testimony introduced prior to Interim Order in Decision No. 67307, dated June 3, 1964. Counsel for applicant asked one question on redirect examination. Counsel for the railroad company having stated that he had no further questions of witness Nicholson, the matter on rehearing was duly submitted for decision.

After a careful consideration of the evidence adduced at the rehearing held December 22, 1964, the Commission is of the opinion and finds that this additional evidence indicates no reason for modifying the order in Decision No. 67307.

ORDER ON REHEARING

The petition of Northwestern Pacific Railroad Company for a rehearing having been partially granted, such partial rehearing having been held, additional evidence having been introduced, the matter having been submitted and now being ready for decision,

IT IS ORDERED that Decision No. 67307, dated June 3, 1964, be and it is reaffirmed, effective today.

Dated at San Francisco, California, this 30th day of DECEMBER, 1964.

Fredrick B. Holdhoff  
President

John E. Mitchell

Conrad A. Berg

William V. Bennett

George H. Hoover  
Commissioners