

Decision No. <u>69046</u>

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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application) of LES BROCKMAN for a deviation) of a minimum tariff for one) shipper to one customer of news-) print in Los Angeles drayage area.)

Application No. 47358

Les Brockman, applicant. <u>C. W. Bundren</u>, for C. W. Bundren Truck Company; <u>Willard S. Johnson</u>, for Hills Transportation Company; protestants.

 <u>Phil Jacobson</u>, for Los Angeles and Interurban Transportation Company; <u>E. W. Warren</u>, for Warren Trucking Company, Inc.; <u>W. A. Dillon</u>, A. D. Poe and J. C. Kaspar, for California Trucking Association; <u>G. Ralph Grago</u>, for Independent Truck Owner Operators; <u>Jackson</u> <u>W. Kendall</u>, in propria personia; interested parties.
<u>C. R. L'Ecluse</u>, <u>George L. Hunt</u> and <u>Fred P. Hughe</u>

C. R. L'Ecluse, George L. Hunt and Fred P. Hughes, for the Commission staff.

ORDER OF DISMISSAL

Applicant operates as a highway contract carrier and a city carrier. By this application, as amended, he sought authority to transport newsprint for Southwest Forest Industries from the Santa Fe dock at 2050 East Washington Boulevard to the premises of the Los Angeles Herald Examiner at 1111 South Hill Street, both in the City of Los Angeles, at a rate of 10 cents per 100 pounds, minimum weight 40,000 pounds. Said rate would constitute a deviation from the provisions of Minimum Rate Tariff No. 5.

Public hearing of the application was held before Examiner Bishop at Los Angeles on March 31, 1965. An adjourned hearing was scheduled for April 12, 1965 for the completion of cross-examination of applicant and the presentation of evidence

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by other parties. Just prior to the adjourned hearing applicant requested, by telegram to the Commission, dismissal of the application.

At the adjourned hearing applicant renewed his request and several of the parties offered argument with respect thereto. The matter was then taken off calendar without the receipt of additional evidence.

In the circumstances, and good cause appearing,

IT IS ORDERED that Application No. 47358, as amended,

is dismissed.

San Francisco , California, this /////day of Dated at __, 1965.

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President

ommissioner3

Commissioner Frederick B. Holoboff, being necessarily absent, did not participate in the disposition of this proceeding.