

Decision No. 70425**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation
 into the rates, rules, regulations,
 charges, allowances and practices
 of all common carriers, highway
 carriers and city carriers relating
 to the transportation of any and
 all commodities between and within
 all points and places in the State
 of California (including, but not
 limited to, transportation for
 which rates are provided in
 Minimum Rate Tariff No. 2).

Case No. 5432
 (Petition for Modification
 No. 389)

ORDER OF DISMISSAL

By Decision No. 69623, dated August 31, 1965, the Commission granted Winans Bros. Trucking Co. interim authority for a period of six months to publish a rate lower than the applicable minimum rate for the transportation of lumber from Hoopa to Gervan Spur. Emergency conditions involving the transportation at that time necessitated the granting of the interim authority pending hearing on the matter.

Whenever the Commission, since the issuance of Decision No. 69623, attempted to arrange a satisfactory time and place for hearing, petitioner indicated that it was not prepared to present its case. The interim authority expired February 28, 1966.

We conclude that the petition should be dismissed for lack of prosecution. ✓

IT IS ORDERED that Petition for Modification No. 389
in Case No. 5432 is hereby dismissed. ✓

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

Dated at San Francisco, California, this 9th
day of MARCH, 1966.

Fredrick B. Halachoff
President
John E. Mitchell
George D. Hoover
Augustus
William L. Bennett
Commissioners