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Decision No. 77688

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

JACK LOPERENA, dba RADIO DISPATCH,
FRESNO,

Complainant,

v.

FRESNO MOBILE RADIO, INC.

Defendant.

Case No. 8983
(Filed October 10, 1969)

In the Matter of the Application
of FRESNO MOBILE RADIO, INC.,
a corporation, for authorization
to construct additional radio-
telephone utility facilities in
territory served by its existing
facilities in the San Joaquin
Valley, and request for dismissal.

Application No. 51776
(Filed March 19, 1970)

ORDER SETTING ASIDE SUBMISSION

Complainant and protestant herein, Jack Loperena, having petitioned to set aside submission for the limited purpose of receiving in evidence an application to the Federal Communications Commission filed by defendant and applicant herein, alleging that notice of the filing was published in the Federal Register subsequent to the close of hearings herein and no protest has been received; and good cause appearing,

IT IS HEREBY ORDERED that:

1. Submission of the above entitled proceedings is hereby set aside.

C. 8983, A. 51776 hjh

2. Official notice is hereby taken of the application of Fresno Mobile Radio, Inc. to the Federal Communication Commission for modification of existing authorization in File No. 1263 - C2-L, dated June 8, 1970.

3. The above-entitled proceedings are resubmitted.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 1st
day of SEPTEMBER, 1970.

J. R. ...
Chairman

...

William ...

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Vernon L. Sturgeon
Commissioners