

Decision No. 77988

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

MARKOVITS & FOX, a corporation,

Complainant,

vs.

SOUTHERN PACIFIC COMPANY,
a railroad corporation,

Defendant.

Case No. 8987

(Filed October 23, 1969)

ORDER DENYING REHEARING
AND AMENDING DECISION

Petition for rehearing of Decision No. 77797 having been made by defendant herein, the Commission having considered each and every allegation thereof, and being of the opinion that no good cause for rehearing has been made to appear, and further, that good cause has been made to appear to amend said decision,

IT IS ORDERED that rehearing of Decision No. 77797 is hereby denied and,

IT IS FURTHER ORDERED that Conclusion No. 4 of Decision No. 77797 is amended to read as follows:

"4. S.P. should cease and desist from failing to furnish gondola cars of sufficiently adequate capacity to M & F."

In all other respects the said decision shall remain in effect.

Dated at San Francisco, California, this 24th day of NOVEMBER, 1970

Chairman

I dissent

I disagreed with the original decision herein & deem it unfortunate that the commission does not take the opportunity to reconsider its opinion

Richard J. ...

William ...

Albert ...

Yerron L. Stungen

Commissioner

J. Madarim