

ORIGINAL

Decision No. 86059

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of THE DALLCOR COMPANY,
a corporation of Burlingame, for
authority to renew Class "A"
certificate as a charter-party
carrier of passengers.

Application No. 54049
(Filed May 21, 1973)

Application of THE DALLCOR COMPANY,
a corporation of Burlingame, for
authority to renew Class "A"
certificate as a charter-party
carrier of passengers.

Application No. 54050
(Filed May 21, 1973)

Application of THE DALLCOR COMPANY,
a corporation of San Francisco, for
authority to transfer a Class "A"
certificate as a charter-party
carrier of passengers to TAMIO
KATAYAMA, an individual.

Application No. 54051
(Filed May 21, 1973)

Application of THE DALLCOR COMPANY,
a corporation of Burlingame, for
authority to transfer a Class "A"
certificate as a charter-party
carrier of passengers to JAMES M.
ANDERSON, an individual dba BAY
AREA LIMOUSINE & BUS SERVICE.

Application No. 54052
(Filed May 21, 1973)

ORDER OF DISMISSAL

These duplicate applications were the product of an intracorporate dispute over the obligation to renew and the right to dispose of a Class A charter certificate (TCP-184-A). Decision No. 82460 (February 13, 1974) dismissed the applications because of apparent lack of prosecution. Decision No. 84366 (April 29, 1975) noted that there was a possibility that the original transfer to Dallcor had never been completed and reopened the matters to allow a quiet title action in court.

Judgment has been issued by the San Mateo Superior Court (Anderson v The Dalcor Company et al. No. 1931 62) on August 4, 1975; title to the certificate was quieted in the plaintiff. The Commission recognized Anderson as the certificate holder of TCP-184-A by Resolution No. PE-303 (Schedule No. 4) in October 1975.

We find that applicant Dalcor has no certificate to renew or to transfer and conclude that these proceedings should be dismissed.

IT IS ORDERED that the above-entitled applications are dismissed.

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

Dated at San Francisco, California, this 7th day of JULY, 1976.

William J. Gynore, Jr.
President
Vernon L. Sturgeon
Leonard Ross
Robert Batimnich
Commissioners