

ORIGINAL

Decision 82 02 106 FEB 17 1982

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of JORGE FIERRO & MANUEL TORRES)
in partnership of TIJUANA EXPRESS)
for authority to operate as a)
passenger stage corporation in a)
passenger service between points)
of Santa Ana and San Ysidro.)

Application 60782
(Filed August 3, 1981)

ORDER OF DISMISSAL

Jorge Fierro and Manuel Torres (applicants) are partners doing business as Tijuana Express. Applicants seek authority under Public Utilities Code Section 1031 to operate a passenger stage corporation using two 5-passenger automobiles,^{1/} on an on-call basis, between points in Santa Ana in Orange County and San Ysidro in San Diego County.

A protest and request for a hearing was filed by Greyhound Lines, Inc. on August 28, 1981.

The application is incomplete and contains an inconsistent rate proposal. By letter dated October 9, 1981, the Commission staff requested that applicants amend their application to furnish additional information and to clarify their proposal. Applicants were given the name, address, and telephone number of a staff member to contact for further information. When applicants did not reply, the staff again wrote to them on November 16, 1981.

^{1/} Applicants own a third 5-passenger automobile which would be available for backup service.

Applicants were advised that the staff would recommend dismissal of the application for lack of prosecution if the amendment was not filed in 15 days. Applicants were again given the name, address, and telephone number of a staff member to contact for further information.

By memorandum dated December 21, 1981, the staff states that applicants have not responded to its correspondence and recommends dismissal of the application for lack of prosecution.

We find and conclude that the application should be dismissed for lack of prosecution by applicants.

IT IS ORDERED that the application of Jorge Fierro and Manuel Torres, a partnership doing business as Tijuana Express, is dismissed without prejudice.

This order becomes effective 30 days from today.

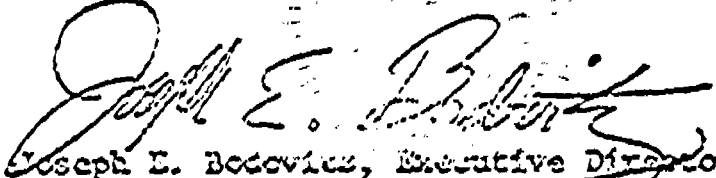
Dated FEB 17 1982, at San Francisco, California.

RICHARD D. GRAVELLE
LEONARD M. GRIMES, JR.
VICTOR CALVO
PRISCILLA C. CREW
Commissioners

Commissioner JOHN E. BRYSON

Present but not participating.

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Joseph E. Bodovick, Executive Director