

ORIGINAL

Decision No. 88324 JAN 10 1978

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Rabbit Transit for )  
 authority to deviate below the )  
 existing rates in Minimum Rate )  
 Tariff 2, for the transportation )  
 of certain paper products for the )  
 account of Simpson Paper pursuant )  
 to Section 3666 of the California )  
 Public Utilities Code. }

Application No. 57308  
(Filed May 16, 1977)

ORDER OF DISMISSAL

Applicant requests authority to transport shipments of "paper, printing, other than newsprint or carbonized print" from Anderson and Ripon to various points for the account of Simpson Paper at rates less than the applicable minimum rates but not less than rates based on a Class 35.2 rating subject to a minimum weight of 40,000 pounds.

On October 25, 1977, pursuant to Decision No. 88046 in Case No. 5432, an exception rating of Class 35.2, minimum weight 40,000 pounds, was established in Minimum Rate Tariff 2 for the transportation of "paper, printing, other than newsprint or carbonized print."

The minimum rate having been reduced to the level which applicant here seeks a deviation and therefore the purpose of Application No. 57308 having become moot,

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IT IS ORDERED that Application No. 57308 is dismissed.  
The effective date of this order shall be twenty days  
after the date hereof.

Dated at San Francisco, California, this 10th  
day of JANUARY 1978.

Robert Bateman  
President  
William J. Quinn  
Vernon L. Stinson  
Charles P. Smith  
Clare L. Smith  
Commissioners