

ORIGINAL

Decision No.. 88358 JAN 17 1978

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 Robert James Feller, dba R.J. Tours,
 for certificate of public convenience
 and necessity to operate a passenger
 sightseeing tour service between Buena
 Park, California, and San Ysidro,
 California.

Application No. 57516
 (Filed August 15, 1977)

Robert J. Feller, dba R.J. Tours, for himself,
 applicant.

Stuart A. Messnick, dba The Co-Ordinators, for
 himself; Knapp, Stevens, Grossman & Marsh,
 by Warren N. Grossman, Attorney at Law, for
 The Gray Line Tours Company; and Richard M.
Hannon, Attorney at Law, for Greyhound
 Lines, Inc.; protestants.

Thomas P. Hunt, for the Commission staff.

ORDER OF DISMISSAL

At a public hearing held on December 7, 1977 in Santa Ana before Administrative Law Judge Bernard A. Peeters, Robert J. Feller, applicant, decided, due to a misunderstanding and lack of information, that he prematurely filed this application. He requested permission to withdraw the application. The requested permission is granted.

without prejudice. Due to the circumstances, we shall order the refund of the filing fee. Therefore,

IT IS ORDERED that:

1. The application is dismissed.
2. The Executive Director is directed to refund the \$75 filing fee to Robert J. Feller.

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

Dated at San Francisco, California, this 17th
day of JANUARY, 1978.

William Synovus J. President
Reginald L. Johnson
Robert D. Decker
Laird J. Dechick Commissioners

Commissioner Robert Batinovich, being necessarily absent, did not participate in the disposition of this proceeding.