

Decision No. 88420

ORIGINAL

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of ALLTRANS EXPRESS CALIFORNIA, INC. for authority to sell (1) its operating authority as a highway common carrier; and (2) certain property used in its public utility operations; and of DELTA LINES, INC. for authority to purchase the operating authority as a highway common carrier of ALLTRANS EXPRESS CALIFORNIA, INC.

Application No. 54997  
(Filed June 26, 1974)

O R D E R

IT IS ORDERED that:

1. That part of the January 11, 1978 ruling of the administrative law judge which requires parties to this proceeding to file briefs relating to the possible mootness, in whole or in part, of a decision on the merits, as related to the possible effect of Stats. 1977, Chapter 840 (Senate Bill 860: Roberti) in this proceeding, is reversed.

2. The matter on rehearing will stand submitted as of February 15, 1978.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 24th day of JANUARY, 1978.

*I dissent.*

*Robert Batminal*  
President

By this action this puts the commission in a deplorable posture. This is the first time in my eleven years that a fellow Commissioner has attempted to direct a case not assigned to him

*Richard D. Howell*  
*Clair D. Smith*  
Commissioners

Commissioner VERNON L. STURGEON  
present but not voting.

*William Lyons Jr.*