

Decision No. 89599 . OCT 31 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of RAPID RADIAL TRANSPORT, INC., )  
for Modification of Order Granting )  
Authority to Vanguard Delivery )  
Service, Inc., to Depart from the )  
Provisions of MRT 2, MRT 1-B, and )  
MRT 19 in connection with the )  
transportation of packages weigh- )  
ing 100 pounds or less. )

Application No. 57827  
(Filed January 20, 1978)

Wade Hover, Attorney at Law, for Rapid Radial  
Transport, Inc., applicant.  
Charles E. Chase, Attorney at Law, for Local  
Parcel Service, Inc.; William G. Kinder,  
Attorney at Law, for Vanguard, Inc.; Lloyd  
Hemphill, for himself; and Ronald C. Broberg,  
Joel Anderson, and H. W. Hugnes, for  
California Trucking Association; interested  
parties.  
Don Callaghan, for the Commission staff.

ORDER OF DISMISSAL

Public hearing of Application No. 57827 was held before  
Administrative Law Judge Gagnon at San Francisco on April 27 and  
June 9, 1978. On the latter date the matter was taken off calendar  
in order to afford applicant further opportunity to develop the  
probative evidence required to support the relief sought in  
Application No. 57827.

To date, the Commission has not been advised whether  
applicant is now fully prepared to bear the burden of proof required  
to support the several issues raised in Application No. 57827 or,  
alternatively, has decided not to pursue the matter further. Under  
the circumstances, it has been determined that the motion for  
dismissal presented by Vanguard, Inc. at the close of the June 9,  
1978 adjourned hearing should be granted.

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IT IS ORDERED that Application No. 57827 is dismissed.  
The effective date of this order shall be thirty days  
after the date hereof.

Dated at San Francisco, California, this 31st  
day of OCTOBER, 1978.

Robert Bateman  
President  
William Symons  
Virginia L. Sturgeon  
Charles W. Howell  
Clare J. Dedicke  
Commissioners