

FEB 18 1981

ORIGINAL

Decision No. 92739

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ALLAN M. KONRAD, ALICE DAVIS,)
 and GEORGE CRAPO,)
)
 Complainants,)
)
 vs)
)
 GUITON CHARTER BUSES,)
)
 Defendant.)

Case No. 10881
(Filed June 26, 1980)

ORDER OF DISMISSAL

The complainants allege that defendant's vehicles are using residential streets as a short cut to avoid a busy highway. Defendant never filed an answer, but promised in a letter dated August 20, 1980 that it would no longer use the route through complainants' neighborhood.

Drivers took the route on several occasions after it was officially abandoned and complainants requested that this proceeding remain active until all violations ceased. A letter dated August 29, 1980 was prepared by the Transportation Division to advise complainants that if they were not heard from the proceeding would be dismissed within 30 days. There was no reply to this letter.

A second letter was mailed on December 16, 1980 by an administrative law judge to advise that it was scheduled for dismissal and to request that anyone with an objection contact him at a stated telephone number and address. We have had no contact from the complainants and this proceeding should be dismissed.

Findings of Fact

1. Defendant's buses were using residential streets in the city of Berkeley, which were not included in authorized routes, as a convenience for the drivers.
2. On August 20, 1980 defendant's representative agreed that the drivers would not use the residential streets in the future.
3. There is no indication that there have been recent violations of defendant's August 20, 1980 agreement.
4. Complainants have not replied to two letters warning that this action is scheduled for dismissal.

Conclusion of Law

The relief requested has already been granted by defendant and the complaint should be dismissed.

IT IS ORDERED that Case No. 10881 is dismissed.

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

Dated FEB 18 1981, at San Francisco, California.

John E. Boyer

 President

Richard D. ...

... ..

Commissioners