

ORIGINAL

Decision 93715 NOV 3 1981

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of: )  
LAWLOR MOTOR EXPRESS, INC., dba )  
Package Delivery Express and PDX for )  
authority to publish rates in )  
connection with the transportation )  
General Commodities, the shipments) )  
of which weigh (sic) 101-500 pounds, )  
between specified points. )

(I&S)  
Case 11028  
(Filed September 11, 1981).

ORDER OF DISMISSAL

The proceeding was initiated by the filing by Adams Delivery Service, Inc. (Adams) of a protest and request for suspension and investigation of Rate Reduction (RR) 522 filed on August 21, 1981 by Lawlor Motor Express, Inc. (Lawlor) to become effective September 23, 1981. Lawlor filed its response to Adams's protest on September 16, 1981.

After review of the allegations set forth in the protest and in the response, it was concluded that RR 522 was filed in conformance with the Commission's motor carrier rate reregulation plan set forth in Decision (D.) 90663. (See also D.93521 dated September 1, 1981 in OII 92, involving RR 436 of Lawlor.) The rates in RR 522 became effective September 23, 1981. In the circumstances, the issues raised in (I&S)

C.11028 ALJ/hh

Case (C.) 11028 are moot, and that proceeding should be dismissed without prejudice to the filing of a formal complaint by Adams.

IT IS ORDERED that (I&S) C.11028 is dismissed without prejudice.

This order becomes effective 30 days from today.

Dated NOV 3 1981, at San Francisco, California.

JOHN E. BRYSON  
President  
RICHARD D. GRAVELLE  
LEONARD M. GRIMES, JR.  
VICTOR CALVO  
PRISCILLA C. GREW  
Commissioners

*I certify that this decision was approved  
by the above Commissioners today.*

*John E. Bryson*  
JB