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Decision No. 11793

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)
 GORDON QUIMBY and ALFRED SMITH for)
 certificate of public convenience and :
 necessity to operate a passenger auto : Application No. 8748
 stage line service between Dalton's)
 Ranch, California and Susanville,)
 California, :
 :

BY THE COMMISSION,

ORDER

Gordon Quimby and Alfred Smith, co-partners doing business under the name of Quimby and Smith, have filed an application with the Railroad Commission in which they petition for a certificate of public convenience and necessity authorizing the operation of an automobile stage line as a common carrier of passengers and baggage between Susanville and Dalton's Ranch on the California-Oregon Line and Klamath Falls, Oregon, serving as intermediate points Termo, Brooklyn, Madeline, Likely, Alturas, Canby, Straw and Dalton's Ranch.

On November 24, 1922, Louis E. Smith and F. W. Ramsey, co-partners, filed an application for a certificate over the identical route covered by the application herein. The hearing upon the application of Smith and Ramsey was held before Examiner Westover on Tuesday, February 27, 1923, at Susanville California, at which hearing, in addition to applicants, seven protestants appeared represented by some five attorneys. Evidence was

introduced by applicants in support of their application, and evidence was also introduced by the various protestants with reference to the existing service, and after an exhaustive review of the transportation requirements in this district, the Commission, on March 12, 1923, issued its Decision No. 11771 in said Application No. 8442, in which decision the Commission held that public convenience and necessity do not require the establishment of an automobile stage line as a common carrier of passengers and property for compensation over the route therein applied for, which route as has been previously stated is identical with the present application. Furthermore, the rates proposed by applicants herein are materially higher than the schedule proposed in the Smith and Ramsey application, although the time schedules proposed to be operated are practically identical.

In view of the fact that the Commission has within a period of only a few days made an exhaustive investigation into conditions affecting the territory covered by the application herein, we are of the opinion that this is a matter in which a public hearing is not necessary and that the application should be denied.

IT IS HEREBY ORDERED that the above entitled application be, and the same hereby is denied.

Dated at San Francisco, California, this 16th day of March, 1923.

C. A. Seavey
H. B. Bradley
J. T. Whittsey
Commissioners