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Decision No. 11822

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of
PICKWICK STAGES, Inc., a corporation,
for leave to sell, and United Stages,
Inc., a corporation, for leave to
purchase a certain franchise owned and
operated by the former, between the
City of Brawley, California, and the
City of Calexico, California, passing
through Imperial, El Centro, and Heber,
all in Imperial County, and all inter-
mediate points, for the transportation
of passengers:

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: Application No. 8777
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and

In the Matter of the Application of
UNITED STAGES, Inc., a corporation, for
leave to sell, and Pickwick Stages, Inc.,
a corporation, for leave to buy that
certain automobile franchise owned and
operated by the former, between the City
of San Diego, and the City of El Centro,
California, via Lemon Grove, Jamul, Dulzura,
Potrero, Campo, Boulevard, Jacumba, and
Mountain Springs, and all intermediate
points, for the transportation of passengers
and express matter.

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BY THE COMMISSION,

ORDER

The Pickwick Stages, Inc., a corporation and the
United Stages, Inc., a corporation, have filed a joint ap-
plication with the Railroad Commission in which they apply
for an order authorizing the two corporations to exchange,
through transfer, certain operative rights as more fully
hereinafter described.

1.

The Pickwick Stages, Inc., proposes to transfer to the United Stages, Inc., an operative right authorizing the operation of an automobile stage line as a common carrier of passengers between Brawley and Calexico and intermediate points, California, via Imperial, El Centro and Heber, which operative right was obtained by the transferor under Decision No. 5345 in Application No. 3563, dated April 29, 1918.

United Stages, Inc. proposes to transfer to the Pickwick Stages, Inc., a certificate authorizing the operation of an automobile stage line as a common carrier of passengers between San Diego and El Centro serving the following intermediate points: Dulzura, Potrero, Campo, Warren's Ranch, Boulevard, Jacumba, Mountain Springs, Coyote Wells, Dixieland and Seeloy, which termini and intermediates are specifically set out in Route No. 3, paragraph No. 1 of Decision No. 9930 in Case No. 1473, dated December 27, 1921, which decision established the operative rights obtained by the United Stages, Inc., through operation prior to May 1st, 1917, and continuously to date of the above numbered decision.

In authorizing the transfer of operative rights as herein proposed, it will be distinctly understood that the Railroad Commission in no way authorizes the transferee in either case to operate a greater or lesser undertaking of public service than the legal and authorized rights of the present holder of said certificates, nor does the Railroad Commission authorize either corporation applicant herein to reduce the present number of schedules operated, nor to operate at greater or lesser rates than those now on file with the Railroad Commission, unless such

reduction in service or increase or reduction in rates is hereinafter authorized by formal order of the Railroad Commission.

It will be distinctly understood that in granting the present application, the Railroad Commission does not authorize the linking up by either transferee of the operative rights authorized to be transferred in the present proceeding with operative rights now held by either corporation, except insofar as may be permitted under the provisions of Decision No. 9892 in Applications Nos. 8274 and 5361 and subject to such further supplemental order or orders as may be issued in said Decision No. 9892, or such other order as may be issued by the Railroad Commission upon future applications of the two corporations.

We are of the opinion that this is a matter in which a public hearing is not necessary and that the application should be granted.

IT IS HEREBY ORDERED that the above entitled application be, and the same hereby is granted, subject to the following conditions:

That the President of each corporation applicant herein shall file his written acceptance of the certificates herein authorized to be transferred, which written acceptances shall contain a statement to the effect that he fully understands conditions under which this application is granted, as hereinabove set out, and that such conditions will be fully complied with.

That applicant Pickwick Stages, Inc. shall immediately cancel tariff of rates and time schedules covering service under the certificate herein authorized to be transferred; that applicant United Stages, Inc. shall immediately file, in duplicate, tariff of rates and time schedules covering service under certificate herein authorized to be transferred to it, or shall adopt as its own the tariff of rates and time schedules as filed by Pickwick Stages, Inc. covering said service. All tariff of rates and time schedules to be identical with those as filed by Pickwick Stages, Inc.

That applicant United Stages, Inc. shall immediately cancel tariff of rates and time schedules covering

service under the certificate herein authorized to be transferred; that applicant Pickwick Stages, Inc. shall immediately file, in duplicate, tariff of rates and time schedules covering service under certificate herein authorized to be transferred to it, or shall adopt as its own the tariff of rates and time schedules as filed by United Stages, Inc. covering said service. All tariff of rates and time schedules to be identical with those as filed by United Stages, Inc.

The rights and privileges herein authorized to be transferred may not be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.

No vehicle may be operated by either corporation applicant herein unless such vehicle is owned by it or is leased by it under a contract or agreement on a basis satisfactory to the Railroad Commission.

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

C. A. Harvey
H. B. Blanding

J. T. Whittsey
Commissioners