

Decision No. 12 448

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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ORIGINAL

In the Matter of the Application of
PAUL ATHEY to sell and BEVERLY GIBSON
to purchase an automobile passenger
line operated between Suisun and Rio
Vista, California under the fictitious
name of Suisun-Rio Vista Stage.

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:Application No. 9283
)

BY THE COMMISSION:

ORDER

Paul Athey and Beverly Gibson have filed a joint application with the Railroad Commission in which they petition for an order authorizing Athey to sell and Gibson to purchase a certain automobile stage line.

The operative right herein proposed to be transferred was obtained by applicant Athey under the provisions of Decision No. 6170 in Application No. 3972 dated March 4, 1919 and authorizes the operation of automotive stage service as a common carrier of passengers and light packages between Suisun City and Rio Vista and intermediate points, California.

The consideration proposed to be paid for the property to be transferred is given as the sum of \$700.00 and includes in addition to the operative right one Ford touring car.

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, with the understanding that in authorizing the transfer herein

proposed the Commission in no way authorizes applicant Gibson, the purchaser, to operate a through service over the certificate herein authorized to be transferred and the certificate at present held by said Gibson.

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

1. The consideration to be paid for the property herein authorized to be transferred shall never be urged before this Commission or any other rate fixing body as a measure of value of said property for rate fixing or any purpose other than the transfer herein authorized.

2. Applicant Athey shall immediately cancel tariff of rates and time schedules on file with the Commission covering the service, certificate for which is herein authorized to be transferred. Such cancellation to be in accordance with the provisions of General Order No. 51 of the Railroad Commission.

3. Applicant Gibson shall immediately file, in duplicate, tariff of rates and time schedules covering service, certificate for which is hereby authorized to be transferred to him, or adopt as his own the tariff of rates and time schedules as filed by applicant Athey for said service, all tariff of rates and time schedules to be identical with those as filed by applicant Athey.

4. 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.

5. No vehicle may be operated by applicant Gibson unless such vehicle is owned by him or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 2nd day of August, 1923.

C. Seaver

Irving Martin

George S. Chase

E. T. Whittington
Commissioners