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Decision No. 12567

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of O. P. HAZARD for certificate of public convenience and necessity to operate passenger, express, baggage and freight service between Santa Maria, Santa Barbara County, California, and Taft, Kern County, California, and intermediate points.

) Application No. 9028

BY THE COMMISSION,

O R D E R

In this proceeding O. P. Hazard has made application to the Railroad Commission in which he petitions for a certificate of public convenience and necessity authorizing the operation of an automotive stage line as a common carrier of passengers, express, baggage and freight between Santa Maria, Santa Barbara County and Taft, Kern County and intermediate points, California.

Applicant states as justification for the granting of the certificate herein applied for the fact that there is a constant demand for transportation by automotive carrier between the coast and the interior county over the route herein proposed to be served; that at the present time there is no transportation service by public carrier over such route due to the fact that one Frank C. Lloyd, who was formerly granted a certificate to operate an automotive stage service between the above named points, has discontinued the same and has not operated stage service over such route for sometime last past.

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Applicant has further filed in support of his petition affidavit of the Chief of Police of Santa Maria and Constable of the Seventh Township, County of Santa Barbara, to the effect that said Frank C. Lloyd had discontinued the operation of stage service, such discontinuance being in violation of the provisions under which said certificate was issued, in that no permission from the Railroad Commission nor a notice to the Commission had been received or given.

In view of the evidence adduced at the hearing upon application of said Lloyd for a certificate and the fact that such service has been arbitrarily discontinued without authorization, 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.

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation by O. P. Hazard of an automobile stage line as a common carrier of passengers, baggage and express between Santa Maria and Taft and intermediate points, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be, and the same hereby is granted subject to the following conditions:

> 1. Applicant shall file his written acceptance of the certificate herein authorized within a period of not to exceed ten (10) days from date hereof; shall file within a period of not to exceed twenty (20) days from date hereof, in duplicate, tariff of rates and time schedules identical with the tariff of rates and time schedules as heretofore filed by Frank C. Lloyd; and shall commence operation of the service herein authorized within a period of not to exceed thirty (30) days from date hereof.

2. The rights and privileges herein authorized 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.

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

Dated at San Francisco, California, this 4th day of September, 1923.

C. L. Seavey
H. D. Bonnadiga
Egerton Shore
J. T. Whittlesey
Commissioners