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Decision No. 13236

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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**ORIGINAL**

In the Matter of the Application of  
 PACIFIC ELECTRIC RAILWAY COMPANY,  
 for certificate of public convenience  
 and necessity to operate an automobile  
 stage service between Pasadena and  
 Shorb, as a substitute for the electric  
 railway service now being given between  
 said termini.

):  
 )Application No. 9695  
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 )

Frank Kerr for Applicant.

SHORE, Commissioner.

O P I N I O N

Pacific Electric Railway Company, a corporation, has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation of an automobile stage service as a common carrier of passengers and baggage between Pasadena and Shorb and for the discontinuance of the passenger train service now operated by said applicant between such points.

A public hearing on this application was held at Los Angeles on February 18, 1924, at which time the matter was regularly submitted.

The passenger train service of applicant between Pasadena and Shorb is operated to furnish a connecting service for passengers originating at or destined to Pasadena who use the main line of the Southern Pacific Company and transfer to or from the cars of the applicant at Shorb. The

volume of this traffic, as shown by exhibits filed at the hearing, is as follows:

	<u>Calendar Year 1923</u>	<u>January, 1924</u>
Total Passengers carried	28,901	2,635
Average " " per day	79.2	85
" " " " trip	6.6	7

It is proposed to substitute motor bus service for the passenger rail service heretofore given on the basis that there will be an economy effected in the cost of operation; that a more direct service will be given in a shorter time than is required by rail; that the baggage of passengers will in future be transported on the same vehicle instead of following on a later car as at present.

There was no protest against the granting of the application although due notice of the hearing had been given by proper advertisement and posting of notice of hearing in all cars operated on the line on which service is proposed to be discontinued and at terminal stations of Pasadena and Shorb.

I am of the opinion that the application should be granted and recommend the following form of Order.

#### ORDER

A public hearing having been held in the above entitled proceeding, the matter having been duly submitted and the Commission being now fully advised,

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by Pacific Electric Railway Company, a corporation, of an automobile stage service as a common carrier of passengers and baggage between Pasadena and the Southern Pacific Station of Shorb over the following route:

Commencing at the Southern Pacific-Pacific Electric Station (Broadway and East Colorado Street, Pasadena), thence along Broadway to Green Street, thence along Green Street to Raymond Avenue, thence along Raymond Avenue to Glenarms Street, thence along Glenarms Street to South Fair Oaks Avenue, thence along South Fair Oaks Avenue to Spruce Street, thence along Spruce Street to Marengo Avenue, thence along Marengo Avenue to Palm Avenue, thence along Palm Avenue to Shore (Southern Pacific Station).

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be and the same hereby is granted to applicant herein for the operation of an automobile stage line as a common carrier of passengers and baggage over the hereinabove described route, subject to the following conditions:

1. Applicant herein shall file with the Railroad Commission within ten (10) days from the date of this order its written acceptance of the terms and conditions of this order, such acceptance to state the date on which operation will be commenced such date to be not more than forty-five (45) days from the date of this order unless extended by supplemental order of this Commission.
2. Applicant is hereby required to file with the Railroad Commission, in duplicate, its tariff of rates, rules and regulations, and time schedules, such filing to be in accordance with the provisions of General Order No. 51 and other regulations of this Commission.
3. The rights and privileges herein authorized may not be sold, leased, transferred, assigned or hypothecated unless such sale, lease, transfer, assignment or hypothecation has first received the written approval of the Railroad Commission.
4. No vehicle may be operated under the authority hereby granted unless such vehicle is owned by the applicant herein or is leased by such applicant under a contract or agreement on a basis satisfactory to the Railroad Commission.

IT IS HEREBY FURTHER ORDERED that applicant herein be

and the same hereby is authorized to discontinue the operation of passenger service by its rail line between Pasadena and Shorb, such discontinuance to be effective when regular automobile stage service will have been commenced under and in accordance with the provisions and conditions of this order.

The foregoing opinion and order is hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 4<sup>th</sup> day of March, 1924.

*C. Seaver*

*Irring Martin*  
*Egerton Shore*

*J. T. Whittsey*  
Commissioners