

Decision No. 13239.

**ORIGIN.**

In the Matter of the Application of  
G.M.DUNTLEY and LOS ANGELES AND WEST  
SIDE TRANSPORTATION COMPANY, a corpo-  
ration, for leave to transfer and as-  
sign rights and privileges of a permit  
to operate an automobile truck line  
as a common carrier of freight and to  
issue stock.

Application Number 9701

BY THE COMMISSION:

## OPINION

The application shows that G. M. Duntley, under the firm name and style of Los Angeles and West Side Transportation Company, is engaged in operating automobile trucks for the transportation of freight between Los Angeles and Taft, Maricopa, Fellows, McKittrick, Old River, Panama and the West Side Oil Fields District in Kern County, operating pursuant to authority granted by the Commission in Decision Number 12809, dated November 10, 1923.

It appears that G. M. Duntley now proposes to transfer and assign the operative right referred to herein, to a corporation which he has caused to be organized for the purpose of receiving such operative right. The new corporation, which is known as the Los Angeles and West Side Transportation Company, was incorporated on or about December 10,

1923 with an authorized capital stock of \$100,000.00 divided into 1,000 shares of the par value of \$100.00 each, all shares being common. It is proposed at this time to issue and sell at par for cash \$10,800.00 of stock for the purpose of acquiring equipment and supplies to be used in its operation as an auto truck company. It is reported that the company has arranged to purchase three 5-ton White trucks, the cost for chassis only being \$15,559.00. In addition, it is estimated that approximately \$2,000.00 must be expended to completely equip the trucks. The company also reports that it has purchased a scale at a cost of approximately \$1,000.00 and must expend an additional \$1,000.00 for office equipment. It is to finance in part the cost of the equipment and supplies that the company now proposes to issue and sell the \$10,800.00 of stock.

#### ORDER

Application having been made to the Railroad Commission for an order authorizing the transfer of operative right and the issue of stock, and the Commission being of the opinion that this is not a matter in which a public hearing is necessary and that the application should be granted, as provided herein,

IT IS HEREBY ORDERED that G. M. Duntley be, and he is hereby, authorized to transfer and assign the operative right referred to in the foregoing opinion to Los Angeles and West Side Transportation Company, a corporation, and Los Angeles and West Side Transportation Company be, and it is hereby, authorized to issue and sell at par for cash \$10,800.00 of its capital stock.

The authority herein granted is subject to further conditions as follows:-

1. G. M. Duntley shall cancel immediately all tariffs and time schedules now on file with the Railroad Commission, such

cancellation to be in accordance with the provisions of General Order Number 51 and other regulations of the Railroad Commission.

2. Los Angeles and West Side Transportation Company shall file immediately tariffs and time schedules in its own name, or adopt as its own the tariffs and time schedules heretofore filed with the Railroad Commission by G. M. Duntley; all such tariffs and time schedules to be identical with those heretofore filed by G. M. Duntley.
3. The right and privileges which are herein authorized to be transferred may not hereafter be discontinued, sold, leased, transferred or assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.
4. No vehicle may be operated by Los Angeles and West Side Transportation Company unless such vehicle is owned by the company or is leased for a specified amount on a trip or term basis, the leasing of the equipment not to include the services of a driver or operator. All employment of drivers or operators of leased cars shall be made on the basis of a contract by which the driver or operator shall bear the relation of an employee of the transportation company.
5. Applicant may use the proceeds from the sale of the stock herein authorized to finance in part the cost of the equipment and supplies, to which reference is made in the foregoing opinion.
6. Los Angeles and West Side Transportation Company shall keep such record of the issue, sale and delivery of the stock herein authorized and of the disposition of the proceeds as will enable it to file on or before the 25th day of each month a verified report, as required by the Railroad

Commission's General Order Number 24, which order in so far as applicable, is made a part of this order.

7. The authority herein granted will become effective upon the date hereof, but will expire on June 30, 1924.

DATED at San Francisco, California, this 14~~th~~ day of March, 1924.

C. L. Seaver

Dwight Martin

J. T. Whittsey

Commissioners.