

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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ORIGINAL

In the Matter of the Application of )  
J. H. WOOLLET for certificate of )  
public convenience and necessity to :Application No. 9524  
operate stages for passenger service )  
between San Diego, California and )  
Ensenada, Mexico.

E. P. Sample and Richard T. Eddy for Applicant  
F. B. Dorsey for San Diego and Arizona Railway,  
Protestant.  
F. A. Sutherland for Sutherland Stages, Protestant.

BY THE COMMISSION:-

O P I N I O N

J. H. Woollet has made application to the Railroad Commission for a certificate of public convenience and necessity to operate stages for passenger service between San Diego, California and Ensenada, Mexico.

A public hearing herein was conducted by Examiner Williams at San Diego.

Applicant proposes daily service between San Diego and Ensenada, Mexico operating cars from each terminus via Tijuana. His equipment includes three eight-cylinder automobiles of eight passenger capacity especially constructed for comfort over the mountain roads of lower California, Mexico, leaving each terminus at 8 o'clock in the morning. The trip is upon a six and one-half hour schedule. At San Diego the passengers are discharged at the terminal of the Sutherland Stages and in close proximity to the terminals of other stages operating in and out of San Diego. Applicant stipulated at the opening of the proceeding that he would

receive no passengers southbound not destined to points beyond Tijuana, Mexico and would only receive for San Diego passengers originating at points south of Tijuana. Upon this stipulation protestant San Diego and Arizona Railway and protestant Sutherland Stages withdrew opposition.

Applicant is an experienced stage operator between Tijuana and Ensenada and other points of Mexico and offers equipment and service to the public of California as far along the west coast of Lower California as passenger stage service is practical. Applicant has conducted the same service, as proposed in this application, since November, 1922 but, when informed that this Commission had assumed jurisdiction over international and interstate operation, desisted from service in California and filed application for legal authority to resume. Pending action upon this application the applicant has transported his passengers over the Sutherland Stages to the border at Tijuana and received them in his vehicles across the international line.

The population of Ensenada located seventy miles south of the border is estimated at 1,800 to 2,000 and the testimony shows there is a considerable passenger traffic between San Diego and Tijuana and Ensenada. Exhibit No. 1 filed by applicant for a year preceding the application shows an average of about forty round trip passengers each month from Ensenada and points south of Tijuana. The last three months of the period shown indicates a large increase in this passenger traffic and the applicant indicated that the prospects for greater increases are good. During November, 1923 fifty-five passengers made the round trip from San Diego to Ensenada, in December fifty-two, in January, 1924, seventy-three. In addition there was considerable intermediate traffic.

David Goldbaum, President of the Ensenada Chamber of Commerce and a resident of that city for thirty six years, testified that the service heretofore maintained by Woollet and for which he now seeks authorization is needed by the population in and about Ensenada and intermediate points as it is the only land transportation available. Mr. Goldbaum is a mining engineer employed by the Mexican Government and a stockholder in the boat line operating from San Diego to Ensenada. This boat service he explained was irregular and infrequent and concerned more with the cargoes moved than with passenger traffic.

Applicant amended his application at the hearing to include request for permission to carry baggage and express matter upon his stages under the same stipulated restrictions entered into as to the carrying of passengers. For this service he submitted a schedule of rates based upon a transportation charge of 75 cents for 5 pounds or under and for each pound thereafter 5 cents additional to the value of \$10.00 with an additional charge of 5 cents for each dollar of value in excess of \$10.00 with a limitation on weight of any single shipment of 100 pounds. An additional charge is made for c.o.d. shipments of 50 cents minimum where the amount is \$10.00 or less, with 5 cents for each dollar of additional value. All custom house, consul and brokerage charges must be guaranteed by the shipper.

In view of all the testimony presented by applicant and his stipulation as to restrictions upon his service in California and the apparent necessity of the service of the character proposed we believe the certificate should be granted, as amended at the time of the hearing.

O R D E R

J. E. Woollet, operating under the fictitious name of the Woollet Stages, having made application to the Railroad Commission for a certificate of public convenience and necessity to operate stages for passenger, baggage and express service between San Diego, California and Ensenada, Mexico, a public hearing having been held, the matter having been duly submitted and now being ready for decision, .

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA  
HEREBY DECLARES that public convenience and necessity require the operation proposed by applicant as a common carrier of passengers and express matter not over 100 pounds in weight and only such express matter as may be carried on passenger stages without inconvenience or discomfort to passengers, over and along the following route,

by the paved highway between San Diego and the  
California border at Tijuana, Mexico

and that a certificate of public convenience and necessity therefor be and the same hereby is granted subject to the following conditions:-

- 1.- That applicant shall not transport  
any passengers or express matter locally  
between San Diego and Tijuana, Mexico,  
both points inclusive, in either direction.

11. - That applicant, E. H. Woollet, shall file within fifteen (15) days from date hereof, his written acceptance of the certificate herein granted, and shall file within thirty (30) days of the date hereof, duplicate tariff of rates and time schedules, in accordance with General Order No. 51 of the Railroad Commission, and shall begin service within sixty (60) days from date hereof.
111. - That applicant, J. E. Woollet, shall not sell, lease, assign or discontinue the service herein authorized, unless such sale, lease assignment, or discontinuance shall have been authorized by the Railroad Commission.
- IV. - That no vehicle shall be operated by applicant unless such vehicles are owned by said applicant, or are leased under an agreement satisfactory to the Railroad Commission.

Dated at San Francisco, California this 17<sup>th</sup> day  
of April, 1924.

W. H. H. H. H.  
H. H. H. H. H.  
J. H. H. H. H.  
E. H. H. H. H.  
J. H. H. H. H.  
Commissioners.