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Decision No. 13428

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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ORIGINAL

In the Matter of the Application of)
C. W. VIALI to sell, and BERT TILLITT
to purchase, an automobile freight :Application No. 9901
line operated between Los Angeles,
California, and San Bernardino, Calif-)
ornia.

BY THE COMMISSION,

ORDER

C. W. Viall has filed a joint application with Bert Tillitt in which they apply for an order authorizing the former to sell and the latter to purchase a certain automotive truck line.

Applicant Viall secured the right to operate an automotive truck line between Los Angeles and San Bernardino, not including any intermediate points whatsoever under the provisions of Section 5 of Chapter 213, Statutes of 1917, through operation prior to May 1st, 1917 and continuous thereafter.

The consideration to be paid for the property proposed to be transferred is given as the sum of \$10,000.00 and includes in addition to the operative right, three Kissel trucks, two Commerce trucks one 2-ton trailer together with miscellaneous office furniture, fixtures, scales, etc.

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.

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 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 Viall shall immediately cancel tariff of rates and time schedules filed with the Commission covering service under certificate herein authorized transferred. Such cancellation to be in accordance with the provisions of General Order No. 51.

3. Applicant Tillitt shall immediately file, in duplicate, tariff of rates and time schedules, or adopt as his own the tariff of rates and time schedules as filed by applicant Viall covering said service. All tariff of rates and time schedules to be identical with those as filed by applicant Viall.

4. 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.

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

Dated at San Francisco, California, this 17th
day of April, 1924.

Chasey
H. B. Blanding
Irving Masters
Ernest Shore
J. Whittey
Commissioners