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Decision No. 13433

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of JOSEPH L. and MARK W. ZERBONI for an order granting permission to dissolve the co-partnership now existing in operation of auto truck line between Los Angeles, Culver City, Palms, Venice, Ocean Park, Santa Monica and intermediate points.

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) Application No. 9958
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BY THE COMMISSION,

ORDER

Joseph L. Zerboni and Mark W. Zerboni have filed a joint application with the Railroad Commission in which they petition for an order authorizing the two applicants as a co-partnership to sell and Joseph L. Zerboni, one of the present co-partners, to take over and operate as an individual a certain automotive truck line as hereinafter more specifically described.

The operative right proposed to be transferred is one acquired by the co-partnership under Decision No. 8969 in Application No. 6517, dated May 12, 1921, and authorizes the operation of an automobile truck service as a common carrier of express and freight between Santa Monica, Venice and Los Angeles. In addition to the operative right it is intended to transfer the interest in two 2½-ton Mack trucks, one 3½-ton trailer, two 2-ton trucks, one 1-ton truck, one ½-ton truck and five 1-ton Ford trucks.

The application sets forth that there is no monetary consideration involved in the proposed transaction, it merely

being a dissolution of partnership under which one partner takes over the trucking operation and the other the storage and warehouse business.

In view of the foregoing, 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:

Applicants, Joseph L. Zerboni and Mark W. Zerboni, co-partners, shall immediately cancel tariff of rates and time schedules on file with the Commission covering service under the certificate herein authorized transferred. Such cancellation to be in accordance with the provisions of General Order No. 51.

Applicant, Joseph L. Zerboni, as an individual, shall immediately file, in duplicate, tariff of rates and time schedules, or adopt as his own the tariff of rates and time schedules filed by the co-partnership of Joseph L. Zerboni and Mark W. Zerboni. All tariff of rates and timeschedules to be identical with those as heretofore filed by the co-partnership for said service.

The rights and privileges herein authorized transferred shall 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.

No vehicle may be operated by applicant, Joseph L. Zerboni, 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 17th day of April, 1924.

Commissioners