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Decision No. 13432

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)
ARDIS C. GRAY for an order granting :
permission to sell and transfer and :
FRED A. ODER to purchase and operate) Application No. 9930
a one-half interest in auto truck :
line between Los Angeles, Redondo, :
Hermosa, Manhattan Beach and inter- :
mediate points.)

BY THE COMMISSION,

ORDER

Ardie C. Gray and Fred A. Oder have filed a joint application in which they petition for an order authorizing Gray to transfer to Oder his interest in the co-partnership of Gray and Schwartz operating an automotive truck line. Schwartz, remaining co-partner joins in the application.

The operative right, interest in which it is proposed to transfer, is one obtained by the present co-partners under Decision No. 12446 on Application No. 9244, dated August 2, 1923, and authorizes operation of an automotive truck line as a common carrier of freight between Los Angeles, Redondo, Hermosa and Manhattan Beach.

The consideration involved is set forth in the application as the sum of \$6,000.00 and includes in addition to the operative right two 2½-ton Mack trucks, one 1½-ton Dodge truck together with miscellaneous truck equipment, office furniture and fixtures and supplies.

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. Applicants, Gray and Schwartz, co-partners, 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. Applicants, Oder and Schwartz, co-partners, shall immediately file, in duplicate, in their own names, tariff of rates and time schedules or adopt as their own the tariff of rates and time schedules as filed by the co-partnership of Gray, and Schwartz covering said service. All tariff of rates and time schedules to be identical with those as filed by the co-partnership of Gray and Schwartz.

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 Oder and Schwartz, co-partners, unless such vehicle is owned by them or is leased under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 18th day of April, 1924.

C. Seaver
H. B. Brundage
Dwight Martin

J. T. Whittier
Commissioners