

Decision No. 14640

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
GEORGE J. PANARIO and WILLIAM CURTIS.,
for certificate of public convenience
and necessity to operate an automobile
passenger line between Santa Rosa,
Sonoma County, California, and Sausalito,
Marin County, California, and between
Calistoga and Santa Rosa and intermediate
points.

ORIGINAL

APPLICATION NO. 10586

BY THE COMMISSION -

PRELIMINARY ORDER

This is an application by George J. Panario and William Curtis, co-partners, for a certificate of convenience and necessity under which to operate an auto passenger stage service between Sausalito and Santa Rosa and intermediate points and between Santa Rosa and Calistoga and intermediate points.

The applicants, with P. W. Dongan, have been operating an auto passenger service between Sausalito and Santa Rosa and between Santa Rosa and Calistoga, giving service under authority of certificates granted by the Commission, the operation being conducted under the name of SANTA ROSA, PETALUMA and SAUSALITO AUTO STAGE COMPANY. Under date of September 11, 1924, P. W. Dongan advised George J. Panario and William H. Curtis that from and after September 11, 1924, the existing partnership of Panario, Curtis and Dongan was dissolved. Following said notice of dissolution P.W. Dongan caused to be filed in the Superior Court of the City and County of San Francisco a complaint naming himself as plaintiff and asking for an accounting and for a decree dissolving the partnership of Panario, Curtis and Dongan. This action is still pending.

That the public may not be inconvenienced by discontinuance of the auto stage service following dissolution of the partnership conducting the operation, George J. Panario and William Curtis have, since said 11th day of September, 1924, maintained the service provided for in the tariffs and time schedules of the Santa Rosa, Petaluma and Sausalito Auto Stage Company.

The partnership dispute, being a matter for the civil court, is one with which the Commission is not concerned except insofar as it is reflected in the service to the public required of common carriers operating under the jurisdiction of the Commission. Pending final determination of the merits of this application, it is necessary that a full measure of service be maintained between the points named. The Commission, in view of all the circumstances, is of the opinion that such service can be given by the applicants herein, they having the necessary equipment and being fully advised as to the needs of the territory from the transportation standpoint.

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA
HEREBY DECLARES that public convenience and necessity require the operation of an auto passenger service between Sausalito and Santa Rosa and intermediate points and between Santa Rosa and Calistoga and intermediate points, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be granted to George J. Panario and William Curtis, co-partners, subject to the following conditions:

1. That the certificate shall be for a period extending from the date hereof to and including May 15, 1925.

2. That operation by Panario and Curtis shall be in accordance with the tariffs of rates and time schedules filed with the Commission by Panario, Curtis and Dongan, operating under the name of Santa Rosa, Petaluma and Sausalito Auto Stage Company, and that the granting of this limited authority to operate in no way authorizes any change in said service or operation in any way different from that now being conducted.
3. That granting of the certificate herein authorized is solely for the purpose of legalizing operation of a stage line by applicants herein pending final determination by the Commission of Application No. 10586

Dated at San Francisco, California, this 5th day
of March, 1925.

H. M. Brundage

George D. Squires

Ernest J. Squires

Commissioners.