

Decision No. 14 971

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
COMPTON TRANSPORTATION COMPANY, a
corporation, for permission to sell
and assign, and of PACIFIC ELECTRIC
RAILWAY COMPANY, a corporation, to
acquire certain automobile stage line
operating rights between Long Beach
and Venice and intermediate points,
in the State of California, and cer-
tain automobiles and properties.

ORIGINAL

Application No. 11139

BY THE COMMISSION -

OPINION and ORDER

Compton Transportation Company, a corporation, has petitioned the Railroad Commission for authority to sell and transfer an operating right for an automotive service for the transportation of passengers between Long Beach and Venice, and Pacific Electric Railway Company, a corporation, has petitioned for permission to purchase and acquire said operating right and hereafter operate thereunder, said sale and transfer to be in accordance with a bill of sale marked Exhibit "A", which exhibit is attached to the application herein and made a part thereof.

The consideration to be paid for the property herein proposed to be transferred is given as \$12,500, which sum is said to represent the value of the operating right, good will of the business of the Compton Transportation Company and certain equipment as listed in Paragraph 2 of said Bill of Sale.

The operating right herein sought to be transferred was granted to Compton Transportation Company by the Railroad Commission in its Decision No. 9388, dated August 19, 1921, on Application No. 6830, which decision declares as follows:

****that public convenience and necessity require the operation by Compton Transportation Company of an automobile stage line as a common carrier of passengers between Long Beach and Venice, serving as intermediate points Compton, Boulevard Garage, Gardena,

"Moneta, De Lava Creamery, Hawthorne and Inglewood; but public convenience and necessity do not require local service by said applicant between Long Beach, Willowville and Compton, nor local service between Moneta and Gardena, **** but nothing herein contained shall be construed to prohibit said company transporting passengers between points in one of said zones and points in another of said zones."

In Decision No.13327, dated March 25, 1924, on Application No.9324, the Railroad Commission approved the transfer by the Compton Company to Pacific Electric Railway Company of an operating right for an automotive service for the transportation of passengers between Long Beach and Huntington Park and intermediate points, and provides in said decision that Compton Transportation Company shall

****cancel local rates for service between the intersection of Long Beach Boulevard and intermediate points filed under certificate granted by Decision No.9338."

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 provisions:

- 1- Applicant Pacific Electric Railway Company shall not make any change in the service and rates as now being given by the Compton Transportation Company, and as shown by the tariffs and time schedules now on file with the Railroad Commission under the name of Compton Transportation Company without first obtaining from the Railroad Commission its authority so to do.
- 2- The consideration to be paid for the property herein authorized to be 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.

3- Applicant Compton Transportation Company shall immediately cancel tariff of rates and time schedules on file with the Commission covering service, certificate for which is hereby authorized to be transferred. Such cancellation to be in accordance with the provisions of General Order No. 51.

4- Applicant Pacific Electric Railway Company shall immediately file, in duplicate, tariffs of rates and time schedules or adopt as its own the tariff of rates and time schedules for said service as heretofore filed by applicant Compton Transportation Company. All tariffs of rates and time schedules to be identical with those as filed by applicant Compton Transportation Company.

5- The rights and privileges herein authorized to be 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.

6- No vehicle may be operated by applicant Pacific Electric Railway Company 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 23rd day of
May, 1925.

H. A. Brundage

C. Sealey

Egerton Shore

George D. Squires

Edward L. Smith

COMMISSIONERS.