

Decision No. 15650**ORIGINAL**

## BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 T. LANDI and A. PARDINI to sell, and )  
 TONY PIMENTEL to purchase the undivided )  
 one half interest of A. PARDINI in an ) Application  
 automobile freight line operating under ) No. 11974  
 the name of T. LANDI DRAYING COMPANY, )  
 a co-partnership, between San Francisco )  
 and Oakland. )

BY THE COMMISSION -

OPINION and ORDER

A. Pardini has petitioned the Railroad Commission for authority to sell and transfer to T. Landi and Tony Pimentel a one-half interest in an operating right for an automobile freight service between Oakland and San Francisco, and T. Landi and Tony Pimentel, co-partners, ask for authority to purchase and acquire said one-half interest in said operating right, and to hereafter operate thereunder, the purchase and sale to be in accordance with an agreement 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 \$4000, all of which sum is said to represent the value of the equipment involved in the sale, no value being claimed for the operating right.

The operating right, a one-half interest in which is herein sought to be transferred, was originally granted to a partnership consisting of T. Landi, E. Martinelli and A. Pardini, the Commission's order granting the right having been issued in Decision No. 9757, dated November 19, 1921, on Application No. 7289. Subsequently Martinelli died and Anna Martinelli, his widow and sole heir, with the approval of the Railroad Commission by its Decision No. 15493 on Application No. 11714, transferred his interest in

the operating right to Landi and Pardini. The last named is now retiring from the partnership and the instant proceeding has for its object the transfer of the Pardini interest to Tony Pimentel, co-partner, in a new partnership consisting of T. Landi and Tony Pimentel. Operation of the trucking service will continue to be conducted by Landi and Pimentel under the firm name and style of T. Landi Draying Company.

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 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.

2- Applicants A. Pardini and T. Landi, co-partners, shall immediately withdraw tariff of rates and time schedules on file with the Commission covering service, certificate for which is herein authorized to be transferred. Such withdrawal to be in accordance with the provisions of General Order No. 51.

3- Applicants T. Landi and Tony Pimentel, co-partners, shall immediately file, in duplicate, tariff of rates and time schedules for said service which shall be identical with the tariff and time schedules filed by Landi and Pardini.

4- The rights and privileges herein authorized may not be sold, leased, transferred nor assigned, nor service thereunder discontinued, unless the written consent of the Railroad Commission to such sale, lease, transfer, assignment or discontinuance has first been secured.

5- No vehicle may be operated by applicants T. Landi and Tony Pimentel unless such vehicle is owned by said applicants or is leased under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 20th day of  
November, 1925.

H. B. Rosendick

George D. Squire

Leon O'Connell

COMMISSIONERS.