

Decision No. 16298

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application )  
of ROBERT E. HUNT, doing business )  
under the firm name and style of )  
CORONADO TRANSFER, for certificate )  
of public convenience and neces- )  
sity to operate motor truck line )  
between Coronado and San Diego, in )  
the County of San Diego, State of )  
California. )

APPLICATION NO. 11861

ORIGINAL

Harold W. Dill, for Applicant.

A. S. Weston, for American Railway  
Express, interested party.

F. B. Dorsey, for San Diego & Arizona  
Railway Company, Protestant.

BY THE COMMISSION:

O P I N I O N

Robert E. Hunt, doing business under the firm name and style of Coronado Transfer, has made application to the Railroad Commission for a certificate of public convenience and necessity to operate a motor truck service between Coronado and San Diego.

A public hearing herein was conducted by Examiner Williams at San Diego.

Applicant conducts a transfer service between San Diego and Coronado, using the Coronado ferry between the two

cities. He began this operation in May, 1915, and has continued its conduct in the belief that no certificate therefor was necessary. Applicant testified that in October, 1925, he was advised that the operation was not in compliance with the law and he promptly filed application for a certificate.

According to the testimony of applicant, he has conducted a daily service, transporting miscellaneous merchandise, baggage and furniture between Coronado and San Diego, at the rates set up in his application. The volume of this business has been sufficient to justify the daily operation, and applicant testified that the business is profitable. His rates for transportation are subject to an additional charge for ferrying, and this charge is pro-rated among the several consignments. Special commodity rates are offered on pianos, trunks, suit cases, sewing machines and phonographs, without an additional ferry charge. Applicant proposes a time charge for furniture moving, but does not indicate the rate per hour for the truck-capacity used by the shipper. Applicant possesses three trucks of different capacity, and he should file, as part of his rate structure, the time rate upon each vehicle for furniture transportation. The rate structure also should be made clear as to the additional ferry charge, in order that shippers may know exactly the rate to be charged in addition to the transportation rate.

The fact that this service has been in operation between the points named for over ten years was not disputed by

protestant San Diego & Arizona Railway, but its opposition to the granting of the application herein was based on the ground that a service of adequate character between the two cities is conducted by this protestant. This operation consists of a twice-weekly freight service, which requires a journey of 22 miles around San Diego Bay in order to reach Coronado City. It was the testimony of F. B. Dorsey, traffic manager of the protestant railway, that this service would not be increased unless business justified. It appears obvious that the relations between San Diego and Coronado are such that a more frequent and more direct transportation service for property should be available than is offered by this protestant. We believe the showing of applicant justifies the granting of a certificate to him for the continuance of the business he has so long maintained.

In 1921, by Decision No. 9687 on Application No. 7080, M. C. Stokes was granted a certificate to establish a similar service, but it was the testimony of applicant and others that this service was not established as authorized, and that applicant has conducted the service at all times.

We therefore find as a fact, upon the record herein, that public convenience and necessity require the continuance of the service as established by applicant, and that a certificate therefor should be granted. An order will be so entered.

#### O R D E R

Robert E. Hunt, doing business under the firm name and style of Coronado Transfer, having made application to the

Railroad Commission for a certificate of public convenience and necessity to operate a motor truck service between Coronado and San Diego, a public hearing having been held, the matter having been duly submitted and now being ready for decision.

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation of the service as proposed by applicant herein, for the transportation of general merchandise, pianos, trunks, suit cases, sewing machines, phonographs and furniture, between San Diego and Coronado, over and along the following route:

Via San Diego and Coronado ferry; and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity therefor be and the same hereby is granted, subject to the following conditions:

- I. Applicant shall file with this Commission, within twenty (20) days from date hereof, his written acceptance of the certificate herein granted; shall file, in duplicate, time schedules and tariff of rates identical with those as set forth in Exhibit "A", and in addition, specific rates for truckload capacities and ferry charges, based wholly on rates now established by the San Diego and Coronado Ferry Company; and shall commence operation of the service hereby authorized within a period of not to exceed thirty (30) days from date hereof.
- II. 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.

III. No vehicle may be operated by applicant, under the authority hereby granted unless such vehicle is owned or is leased by applicant under a contract or agreement on a basis satisfactory to the Railroad Commission.

For all other purposes the effective date of this order shall be twenty (20) days from and after the date hereof.

Dated at San Francisco, California, this 25<sup>th</sup> day of March 1926.

H. B. Brundage  
C. Seaver  
Ernest J. ...  
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Commissioners.