

Decision No. 16452

## BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 PETER WILLIAMSON for certificate of )  
 public convenience and necessity to )  
 operate freight and express which )  
 consists entirely of motion picture )  
 films and other theatrical supplies, )  
 between Los Angeles, California, and )  
 Montrose, Tujunga, Pasadena, South )  
 Pasadena and Alhambra, California. )

ORIGINAL

Application No. 12509

C. G. Decker, for applicant.  
 Richard T. Eddy, for Richardson Transportation  
 Company, Protestant,  
 Phil Jacobson, for Joe and Ed's Express, and  
 Sierra Van & Storage Company, Protestants.

WHITSELL, Commissioner -

OPINION

Peter Williamson in his application, as amended, has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of a motor service for the transportation of moving picture film, theatrical advertising matter, and carbon for projection machines between Los Angeles, Pasadena, South Pasadena and Tujunga.

A public hearing was held in this proceeding at Los Angeles on March 24, 1926, at which time the matter was duly submitted.

Applicant alleges that a special service is proposed for the transportation of film from the distributing exchanges at Los Angeles to show houses at the points above mentioned; their return after being shown; and that the present authorized carriers do not render such specialized service.

Exhibits showing the proposed tariff of rates and equipment to be used in the offered service are attached to the application.

Peter Williamson, applicant herein, testified that the service proposed included the picking up of film at the distributing

exchanges in Los Angeles and its delivery to the theatres in time for the show; that it was sometimes necessary to wait at the exchange for a particular film which had not been returned from its last showing and that occasionally substitute bookings were made. Advertising matter in connection with the film and carbon for projection machines are also to be transported. Program changes were made at the theatres four and five times a week and by reason of delay at the exchanges and the special needs of the theatres no regular time schedule could be maintained.

The equipment to be used in the proposed service consists of a 3/4-ton truck, valued at about \$1100. Applicant states that he is able to add to the equipment if business warrants it.

O. W. Lewis, an operator of a theatre at Alhambra, desires applicant's service, which is deemed particularly suitable and reliable. This witness testified that the service required was not satisfactorily performed by the carriers now operating and if a certificate were not granted to applicant it would be necessary to furnish his own transportation.

Four other witnesses testified for applicant, one for each theatre proposed to be served. The testimony of each of these witnesses was in accord and confirmed that given by Mr. O.W.Lewis.

The protest of Richardson Transportation Company applied only to the service proposed to Montrose and Tujunga. This company operates a general freight service between these points and Los Angeles. Deliveries are made at Tujunga about 4 P.M., departure from Los Angeles being between twelve noon and 1 P.M. If protestant handled this film service, it would be necessary to have another carrier obtain the film at the film exchanges and deliver to the Los Angeles depot of this protestant. The service offered by this protestant was not satisfactory to the witnesses from Montrose and Tujunga.

The protest of the other appearances in this proceeding was confined to the examination of the witnesses introduced.

I hereby find as a fact, from the record herein, that public convenience and necessity require the granting of the application in accordance with the following recommended order.

O R D E R

A public hearing having been held in the above entitled proceeding, the matter having been duly submitted, the Commission now being fully advised and basing its order on the finding of fact as set forth in the Opinion which precedes this order,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation of a motor service by Peter Williamson between Los Angeles, Pasadena, South Pasadena, Alhambra, Montrose and Tujunga for the transportation of moving picture film, advertising matter in connection with such film, and carbon for projection machines, and

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

1- Applicant shall file his written acceptance of the certificate herein granted within a period of not to exceed ten (10) days from date hereof; shall file, in duplicate, tariff of rates, rules and regulations and time schedules within a period of not to exceed twenty (20) days from date hereof, such tariff of rates, rules and regulations, and time schedules to be identical with those attached to the amended application, and/or acceptable to the Commission; and shall commence operation of the service herein authorized within thirty (30) days from date hereof.

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

3- No vehicle may be operated by applicant herein under the authority hereby conferred unless such vehicle is owned by said applicant or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

4- For all purposes, other than hereinabove stated,  
the effective date of this order shall be twenty  
(20) days from date hereof.

The foregoing Opinion and Order are hereby approved and  
ordered filed as the Opinion and Order of the Railroad Commis-  
sion of the State of California.

Dated at San Francisco, California, this 9<sup>th</sup> day of  
April, 1926.

*H. B. ...*  
*C. ...*  
*...*  
*Leon Whitell*

COMMISSIONERS.