Decision No. 16992

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of J. P. TUCKER, doing business as Tucker's Truck & Transportation Company, to sell, and Los Angeles & Santa Barbara ) Application Motor Express Co., Inc., a corporation, to purchase an automobile freight line operated between Los Angeles and Santa Paula and Saticoy, California.

No.12919

BY THE COMMISSION -

## OPINION and ORDER

J. P. Tucker, doing business under the firm name and style of Tucker's Truck & Transportation Company, has petitioned the Railroad Commission for an order approving the sale and transfer by him to Los Angeles & Santa Barbara Motor Express Co., Inc., a corporation, of an operating right for an automobile service for the transportation of freight between Los Angeles and Saticoy and Santa Paula and Los Angeles, and Santa Barbara Motor Express Co., Inc., a corporation, has applied for authority to purchase and acquire said operating right and to hereafter operate thereunder, the sale and transfer to be in accordance with an agreement 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 \$10,000, which sum is named as the value of the operating right and certain equipment.

The operating right herein proposed to be transferred was granted to applicant J.P. Tucker by the Railroad Commission in its Decision No.7467, dated April 21, 1920, and issued on Application No.4475. It authorizes J. P. Tucker to operate an automobile truck line as a common carrier of freight between Los Angeles, Saticoy and Santa Paula.

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- Applicant J. P. Tucker 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- Applicant Los Angeles & Santa Barbara Motor Express Co.. Inc., shall immediately file, in duplicate, in its own name, tariff of rates and time schedules covering service heretofore given by J.P.Tucker, which rates and time schedules shall be identical with the rates and time schedules now on file with the Railroad Commission in the name of J.P.Tucker, or rates and schedules satisfactory in form and substance to the Railroad Commission.
- 4- The rights and mivileges 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 applicant Los Angeles & Santa Barbara Motor Express Co., 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 25 day of June. 1926.

Commissioners.