

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
PICKWICK STAGES SYSTEM, a corporation,
to sell, and FRED A. SUTHERLAND, to
purchase that certain operative right
of the former between San Diego and
Encanto, California, and intermediate
points of Beverly and Hollywood.

ORIGINAL

Application No. 13052.

BY THE COMMISSION -

OPINION AND ORDER

Pickwick Stages System, a corporation, has petitioned the Railroad Commission for an order approving the sale and transfer by it to Fred A. Sutherland of an operating right for an automobile service for the transportation of passengers between San Diego and Encanto and Fred A. Sutherland 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 \$6000.

The operating right herein proposed to be transferred was originally issued by the Railroad Commission to W. L. R. Patterson. It authorizes all automobile service for the transportation of passengers between San Diego and Encanto, via Imperial Avenue, serving as intermediate points the communities of Beverly and Hollywood. Patterson transferred the right to Motor Transit Company, a corporation (App. No. 9929), and Motor Transit Company transferred it to Pickwick Stages System (Decision No. 16725, dated May 13, 1926, issued in Application No. 12812).

Sutherland is an experienced automobile service operator, being engaged in the business of transportation of persons and property between San Diego and Tia Juana and other points under authority of the Railroad Commission.

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 Pickwick Stages System, a corporation, 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 Sutherland shall immediately file, in duplicate, in his own name, tariff of rates and time schedules covering service heretofore given by Pickwick Stages System, a corporation, 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 applicant Pickwick Stages System, a corporation, or rates and schedules satisfactory in form and substance to the Railroad Commission.

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 applicant Sutherland unless such vehicle is owned by said applicant or is leased under a contract or agreement on a basis satisfactory to the Railroad Commission.

6. This order shall not become effective until there shall have been paid to the Railroad Commission the fee required by the Auto Stage and Truck Transportation Act and the Public Utilities Act on all evidences of indebtedness extending over a period of twelve months, in this instance the minimum fee of \$25.

7. That this order shall not be construed as in any way authorizing Sutherland to link up or merge the operating right herein transferred with the operating rights he now holds.

Dated at San Francisco, California, this 11th day of

August, 1926.

H. B. Brundage

Chairman

Leon Whitall

Thos. Stewart

COMMISSIONERS.

Fee 25⁰⁰/₁₀₀

W. H. Bigelow
ASST. SECRETARY