

Decision No. 17306

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
BRIGGS and MUNDELL for certificate
of public convenience and necessity
to operate freight (limited to sand,
rock, gravel, brick, and cement and
road-building material) service be-
tween Santa Monica and Saticoy and/
or Camarillo, California, via new
coast road.

Application No. 12079

D. D. Crane, for Applicant.

Phil Jacobson for Los Angeles-Oxnard
Express Company.

BY THE COMMISSION:

O P I N I O N

W. M. Briggs and R. I. Mundell, doing business under the firm name of Briggs and Mundell, have petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by them of an auto truck service for the transportation of sand, rock, gravel, brick, cement and road building material between Saticoy and Camarillo on the one hand, and Santa Monica, via El Rio, Oxnard, Hueneme and intermediate points on the other hand.

A public hearing on this application was conducted by Examiner Satterwhite in Los Angeles, the matter was sub-

mitted and is now ready for decision. Applicant proposes to charge rates and to operate on a time schedule in accordance with Exhibits A and B attached to said application, and to use the equipment described in Exhibit C.

There was no opposition to the granting of said application.

The testimony shows that there is under construction between Hueneme and Santa Monica a new coast highway which necessitates the transportation of all the materials proposed to be transported. All of these road materials are furnished and produced at or near Saticoy and it was shown that none of said materials can be transported either by water or rail to the new highway, but can only be transported by auto truck. It was shown that there was no other truck company now operating over or along the proposed route.

We are of the opinion that the application should be granted.

O R D E R

A public hearing having been held in the above entitled application, the matter having been submitted and being now ready for decision,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA hereby declares that public convenience and necessity require the operation by W. M. Briggs and R. I. Mundell, doing business under the firm name of Briggs and Mundell, of an auto truck service for the transportation of sand, rock, gravel, brick, cement and road building material between Saticoy and Camarillo

on the one hand, and Santa Monica, via El Rio, Oxnard, Hueneme and intermediate points, on the other hand.

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be, and the same is, hereby granted to W. M. Briggs and R. I. Mandell, doing business under the firm name of Briggs and Mandell, for the operation of the service hereinabove described, 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 and time schedules within a period of not to exceed twenty (20) days from date hereof, such tariff of rates and time schedules to be identical with those attached to the application herein; and shall commence operation of said service within a period of not to exceed thirty (30) days from date hereof.
2. The rights and privileges herein authorized may not be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.
3. No vehicle may be operated by applicant herein unless such vehical is owned by said applicant or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

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

Dated at San Francisco, California, this ^{3rd} ~~1st~~ day of September, 1926.

3.

J. B. Brundage
Chairman
Leon C. White
Thos. S. Howard
Commissioners.