

Decision No. 17427

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of  
PACIFIC COAST MOTOR COACH COMPANY  
for certificate of public convenience  
and necessity to extend its passenger  
and baggage service from Newport Beach  
to Santa Ana via Greenville, and from  
San Juan Capistrano to San Juan  
Capistrano Hot Springs, in the County  
of Orange, State of California, and  
to establish special baggage, express  
and passenger service.

ORIGINAL

Application  
No. 11737

BY THE COMMISSION -

OPINION and ORDER

Pacific Coast Motor Coach Company, a corporation, by its amended application has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by it of express service in conjunction with the passenger service now conducted by applicant under the authority heretofore granted by this Commission's Decisions Nos. 13689, 14793 and 16003 on Applications Nos. 9219, 10466 and 12445.

The rates, rules and regulations, under which the proposed service is to be given are set forth in Exhibit A, as attached to and forming a part of the application herein. The service is to be one round trip daily, except Sundays and holidays, express to be carried on the regular passenger equipment now operated, supplemented with additional equipment if required by the volume of business.

Applicant relies as justification for the granting of the desired certificate on the following alleged facts:- that there is no other authorized carrier serving the territory proposed with the exception of the American Railway Express Company, which serves Laguna Beach; that between the termini

on applicant's existing route there is a population of approximately 7500 that will be benefited by the establishment of the proposed service; that the section proposed to be served is rapidly growing and that a real need exists for the service; that residents, merchants and visitors at points served by applicant's route have now no method of shipping commodities by express; that the growth and development of the territory served by applicant's passenger line has caused a need for the proposed express service and that the application has been filed at the request of patrons desiring the proposed service.

American Railway Express Company has filed herein a petition in which it alleges its belief that the service herein proposed by applicant will be a satisfactory service to the public and to the patrons of the Laguna Beach agency of intervenor; that in the event of the granting of the application intervenor is willing to turn over its express business for Laguna Beach and the territory between Newport Beach and Capistrano to applicant for transportation and to receive express from applicant at the transfer points of Newport Beach and Capistrano, believing that by such arrangement the public will be better served than at present.

In view of the fact that no authorized express service exists over the route herein proposed, excepting the service of the American Railway Express Company to Laguna Beach, which service said company proposes to turn over to applicant in the event of the granting of the instant application, 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.

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation by Pacific Coast Motor Coach Company, a corporation, of an automobile express service, as a common carrier, between Newport Beach and San Juan Capistrano and intermediate points as a part of and in conjunction with applicant's <sup>present</sup> authorized

rights for the transportation of passengers and baggage, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be and the same hereby is granted to Pacific Coast Motor Coach Company, a corporation, authorizing the transportation of express, as a common carrier, between Newport Beach and San Juan Capistrano and intermediate points in conjunction with and as a part of applicant's existing rights for the carriage of passengers and baggage between said termini, subject, however, to the following conditions:

1- Applicant herein shall file with the Railroad Commission its 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 vehicle is owned by said applicant or is leased by it under a contract or agreement on a basis satisfactory to the Railroad Commission.

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

Dated at San Francisco, California, this 5th day of

October, 1926.

H. B. Brandt  
C. Seaver  
Leon D. White  
COMMISSIONERS.