

Decision No. 19162

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application on
 the Commission's own motion into the
 practices and operations of
 MRS. THORNDYKE DUGGAN,
 operating an automotive stage service
 for the transportstion of persons and
 property between Eagleville and Cedar-
 ville and a point on the Nevada-Calif-
 ornia State line on the road to Gerlach,
 Nevada.

Case No. 2421

BY THE COMMISSION:

O P I N I O N

The above-entitled proceeding was instituted by the Railroad Commission to determine whether or not the practices and operations of Mrs. Thorndyke Duggan were in any manner illegal or unlawful, in the operation of an automobile stage service for the transportation of persons and property between Eagleville and Cedarville and a point on the Nevada-California state line on the road to Gerlach, Nevada, and an order to show cause was directed to her to show cause, if any she had, why all operative rights possessed by her under the Railroad Commission's Decision No. 13993 on Application No. 10400 for the operation of said automobile service between Eagleville and Cedarville and a point on the Nevada-California state line, should not be revoked and annulled because of abandonment of said service.

A public hearing on said matter came on regularly for hearing before Examiner Satterwhite at San Francisco at 10:00 a.m. on the 5th day of December, 1927, in the Court Room of the Commission, 520 State Building, San Francisco.

Mrs. Thorndyke Duggan, said respondent, failed to appear at said hearing and no other person appeared in her behalf.

The record shows that a notice of the time and place of said hearing was served by this Commission, by registered mail, upon said respondent and that she personally received and receipted for said notice of hearing at San Francisco on the 22nd day of October, 1927.

The evidence in this proceeding, as disclosed by the records, files and correspondence in said matter, shows that said respondent, Mrs. Thorndyke Duggan, has never at any time sought the permission or authority of this Commission to discontinue the operation of the aforesaid service. It further appears that on or about December 31, 1925, she discontinued and abandoned the operation of said automobile service between Eagleville and Cedarville and the point on the Nevada-California state line and that ever since said date she has failed and neglected to operate said automobile stage service.

After a careful consideration of the evidence in this proceeding, and good cause appearing therefor,

IT IS HEREBY ORDERED that the operative rights possessed by Mrs. Thorndyke Duggan, said respondent, under and by virtue of the Railroad Commission's Decision No. 13993 on Application No. 10400, for the operation of an automobile service for the transportation of persons and property between Eagleville and Cedarville and a point on the Nevada-California state line on the road to Gerlach, Nevada, be, and the same are hereby revoked and annulled.

IT IS HEREBY FURTHER ORDERED that the Secretary of this Commission be, and he is hereby directed to serve, or cause to be served, by registered mail, upon said respondent, Mrs. Thorndyke Duggan, a certified copy of this order; and

IT IS HEREBY FURTHER ORDERED that the Secretary of this Commission be, and he is ordered to forward to the District Attorney of Modoc County a certified copy of this decision.

IT IS HEREBY FURTHER ORDERED that the tariffs and time schedules heretofore filed with the Railroad Commission covering said service be, and the same hereby are cancelled.

The effective date of this order shall be the 12th day of January, 1928.

Dated at San Francisco, California, this 23^d day of December, 1927.

Ernest West
C. Deane
Leon A. White
Thos. S. Lovell
M. J. Lee
Commissioners.