

Decision No. 21015

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA,

In the Matter of the Application of	)	
FRED A. SUTHERLAND for a certificate	)	
of public convenience and necessity	)	
authorizing him to extend the operation	)	Application 15552
of his stage line from Monument School	)	
to the International Boundary Line	)	
between Mexico and the United States.	)	

ORIGINAL

BY THE COMMISSION -

OPINION and ORDER

This is an application by Fred A. Sutherland for an order of the Railroad Commission declaring that public convenience and necessity require the operation by him of an automotive passenger stage service between a point known as Monument School and a point described as "Gate No.2", located on the California-Mexican boundary line, a distance of approximately one and one-half miles. It is proposed to operate the service as an extension of the service applicant is now giving between Nestor and Aztec City, and between San Diego and Tia Juana, to charge a fare of 10 cents between Monument City and "Gate No.2" and to operate four (4) round trips daily between Nestor, a point on the Sutherland San Diego-Tia Juana route, and the gate.

Applicant declares that the U. S. Government is shortly to establish a port of entry at the point named as Gate No.2, and that public convenience and necessity require the establishment of transportation service thereto, there being at present no means of transportation available.

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. Therefore,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY  
DECLARES that public convenience and necessity require the operation  
by Fred A. Sutherland of an automotive passenger stage service  
between a point named Monument on the Nestor-Aztec City route of  
Sutherland's Tia Juana Stages and a point described as "Gate No.2",  
located on the California-Mexico boundary, and intermediate points,  
and,

IT IS HEREBY ORDERED that a certificate of public convenience  
and necessity for such a service be, and the same hereby is granted  
to Fred A. Sutherland as an extension of his existing operating  
rights and not as a separate right, and 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.
- 2- Applicant shall file, in duplicate, within a period of not to exceed twenty (20) days from the date hereof, tariff of rates and time schedules covering said extension, which tariffs of rates and time schedules shall be satisfactory to the Railroad Commission, and shall commence operation of said service within a period of not to exceed thirty (30) days from the date hereof.
- 3- 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.
- 4- No vehicle may be operated by applicant herein unless such vehicle 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 the effective date of this order shall be twenty (20) days from the date hereof.

Dated at San Francisco, California, this 24th day of April, 1929.

David L. Smith  
C. Seaver  
Leon White  
M. J. Lee  
COMMISSIONERS.