

Decision No. 23430.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation
upon the Commission's own motion
into the operations and practices
of
C.A. LUNDBERG and J. SHIELDS,
copartners, operating an automotive
trucking service between points in
the State of California.

Case No. 2996

WHITSELL, COMMISSIONER:

ORIGINALOPINION

The above entitled proceeding was instituted by the Railroad Commission to determine whether or not the practices and operations of C.A. Lundberg and J. Shields, co-partners, were in any manner illegal or unlawful in the operation of a trucking service for the transportation of property between oil wells at Signal Hill, Long Beach, Huntington Beach and other points and Wilmington in the State of California and an Order to Show Cause was directed to them to show cause, if any they had, why all operative rights possessed by them under Railroad Commission Decision No. 12697 should not be revoked or annulled.

A public hearing was held in Los Angeles.

Neither of the respondents appeared, nor did any one appear in their behalf. The records of the Commission show that proper notice of the hearing and of the Order to Show Cause had been mailed to the last known address of the respondents.

The registered Notice of Hearing addressed to C.A. Lundberg was returned marked "unclaimed". The records of the Commission also show that other mail matter addressed by the Commission to "Packard Trucking Company, Lundberg & Shields, Owners, 890 Willow Street, Long Beach" was returned also marked "unclaimed". The

record further shows that the respondents, since 1928, have not complied with the Commission's orders and filed Annual Reports covering their operations.

Mr. D.W. Davis, a member of the Commission's Accounting staff, testified that the equipment of Lundberg & Shields has been siezed for taxes and, that for some time, they had not conducted any trucking operations.

The evidence in this proceeding plainly shows that Lundberg & Shields, without first obtaining authority to do so, as required by the Auto Stage & Truck Transportation Act, discontinued operation of the auto trucking service they were authorized to perform by Decision No. 12697.

The following form of Order is recommended:

O R D E R

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

IT IS HEREBY ORDERED that the operative rights possessed by C.A. Lundberg and J. Shields, said respondents, under and by virtue of the Railroad Commission's Decision No. 12697 on Application No. 9233 for the operation of an automobile service for the transportation of property between oil wells at Signal Hill, Long Beach, Huntington Beach and other points and Wilmington in the State of California, 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 respondents, C.A. Lundberg and J. Shields, a certified copy of this order; and

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 canceled.

The effective date of this order shall be twenty (20) days from the date hereof.

The above opinion and order are hereby approved and adopted as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 24th day of February 1931.

C. Seaver
Leon Whitell
M. A. Van
W. B. Linn
Fred G. Stewart
COMMISSIONERS.