

Decision No. 24102

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 GUY C. LYONS, doing business under
 the fictitious firm name and style
 of the **HIGHLAND TRANSPORTATION COMPANY,**
 for authority to discontinue service,
 and order revoking the right: to
 operate a motor bus service in the City
 of Compton, County of Los Angeles,
 State of California, known as the
 Burton Avenue Line.

ORIGINAL

Application
No. 17695

BY THE COMMISSION -

OPINION and ORDER

By Decision No. 20921, issued by this Commission on March 29, 1929, on Application No. 15942, Guy C. Lyons was authorized to operate an automotive passenger stage service over and along the following routes:

Burton Ave. Line - Between Burton and Compton Avenues, thence southerly to Carlin Street, easterly on Carlin to Arabe Street, southerly on Arabe Street to Elm Street, easterly on Elm to Acacia Street, southerly on Acacia to Main Street, easterly on Main to Tamarind Street, southerly on Tamarind to Palm Street, westerly on Palm to Wilmington Street, northerly on Wilmington to Main, thence returning to Burton and Compton Avenues over the identical route.

Main-Atlantic Line - Between Main Street and Atlantic Avenue, thence westerly on Main to Compton Avenue, northerly on Compton to Orange, easterly on Orange to Wilmington Avenue, southerly on Wilmington to Main, easterly on Main to Atlantic.

By the instant application Lyons seeks authority to discontinue service over the "Burton Ave. Line."

It appears from the records of this Commission that Lyons, operating under the fictitious name of Highland Transportation Company, found the Burton Ave. Line unprofitable and in July, 1930, greatly reduced the service in an endeavor to make it pay. In September, 1930, he instructed his attorney to ask for authority to discontinue the service altogether. Later he was advised by the secretary of said attorney that the necessary authority had been

obtained, whereupon, relying upon said advice, he discontinued the service. No service has been given on the Burton Ave. line since September, 1930. No complaint was filed with the Commission as a result of said discontinuance.

Attached to the instant application is a letter from the Compton Chamber of Commerce, dated September 23, 1931, advising that Lyons was justified in discontinuing the line. An excerpt from the City Council records of November, 1930, shows that Lyons had obtained permission to discontinue the service from the City Council. Three residents of the territory served have signed a statement (attached to application) declaring that the line was unprofitable.

The instant application was filed when correspondence as to time schedules developed that the line was not in operation. It appears that Lyons was not actuated by a wilful motive.

Under the circumstances we are of the opinion that this application should be granted. A public hearing does not appear to be necessary. Therefore,

IT IS HEREBY ORDERED that Guy C. Lyons, doing business under the fictitious name of Highland Transportation Company, be and he is hereby authorized to discontinue automotive passenger stage service over what is herein described as the Burton Avenue line and that part of the certificate of public convenience and necessity authorizing said Burton Avenue service is hereby revoked, provided

1- That Guy C. Lyons shall immediately cancel tariffs and time schedules covering service affected by said discontinuance.

Dated at San Francisco, California, this 5th day of October, 1931.

C. J. [Signature]
Leon [Signature]

M. B. [Signature]
Fred G. [Signature]
COMMISSIONERS.