

Decision No. 24133.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of D.B. MAURICE for a supplemental order removing certain restrictions now in franchise granted to him in Application No. 15573, Decision No. 21960.

Supplemental Application No. 15573

**ORIGINAL**

In the Matter of the Application of THOMAS R. CARPENTER, operating the Inglewood Transit Lines, for an order authorizing abandonment of passenger motor bus service between Inglewood and Manhattan Beach, California.

Application No. 17688

- D.B. Maurice, applicant in propria persona
T.R. Carpenter, " " " "
L.O. Luce, Deputy City Attorney, for City of Inglewood, interested party.

WHITSELL, COMMISSIONER:

OPINION

D.B. Maurice operating, under the fictitious name of West Coast Rapid Transit Company, a passenger auto stage service between Inglewood, Manhattan Beach and Redondo Beach, has made application to be relieved of restrictions imposed upon this operation by Decision No. 21960 in the instant application, which restrictions follow:

"Provided, that applicant shall not pick up any passengers destined to Inglewood and way points within a radius of three blocks of the intersection of Center Street and Highland Drive, nor pick up any passengers at Inglewood and way points destined to any point within a radius of three blocks of the intersection of Highland Drive and Center Street; and provided further that no passengers shall be picked up along Rosecrans Avenue within one-quarter of a mile east or west of Inglewood Avenue."

Thomas R. Carpenter operating, under the fictitious name of Inglewood Transit Lines has made application to abandon service between Inglewood and Manhattan Beach as granted by Decisions

Nos. 19160 and 20795 on Application No. 14150.

A public hearing was conducted at Inglewood at which time all parties stipulated that the two matters might be consolidated for hearing and decision.

The operation of both applicants between Inglewood and Manhattan Beach covers the same route except in immaterial portions. Applicant Maurice was restricted from receiving passengers on Rosecrans Avenue one-half mile either side of its intersection with Inglewood Avenue and also restricted from taking passengers within three blocks radius of Carpenter's terminal in Manhattan Beach. The restrictions were imposed when Carpenter's certificate was granted to protect his through operations and have been observed by applicant Maurice at all times.

It appears, however, from the testimony of Carpenter that his operation between Inglewood and Manhattan Beach has received such meagre patronage that he can no longer continue it without great losses. An exhibit showing revenues for the months of July and August 1931 shows a total revenue of \$17.20 and total expenses of \$88.80. Revenues from this operation began to diminish more than a year ago and Carpenter has reduced his schedules to two each way daily. He testified that receipts and expenditures for other months of the year previous were not materially different than the amounts shown in the exhibit. While he asks to abandon his certificated operations between termini he intends to continue the operation of buses in the City of Inglewood, which operation partly over the same route is under the jurisdiction of the Commission by reason of the fact that for a distance they traverse a route beyond the City Limits. Maurice asks that the restrictions heretofore imposed be removed because of their futility under present conditions and the desire of many patrons to make available his buses at

any point. Maurice operates from Redondo and Manhattan Beach via two routes with the result that he gives half-hourly service from a point near Hawthorne to and from Inglewood and hourly service between Inglewood and Manhattan Beach between 7:30AM and 11:30PM. This operation has also shown greatly diminished revenues. If the application of Carpenter to abandon is granted only a few blocks of the route south of 124th Street now served by him will be without service and that portion will be within convenient distance of Maurice's lines.

The City of Inglewood appeared as an interested party but after being satisfied that the Maurice service would be more frequent than that now given by applicant Carpenter and that Carpenter would not diminish in any way the local service which he has been giving, expressed its agreement with the applicants. Several persons interested as patrons of Carpenter's service also expressed their satisfaction.

It is my opinion that the abandonment of service by applicant Carpenter and the removal of the restrictions on applicant Maurice will provide adequate service between Inglewood and Manhattan Beach and I so find as a fact.

I propose the following form of order:

O R D E R

D.B. Maurice having made application to the Commission for the removal of the restrictions imposed in Decision No. 21960 in Application No. 15573 dated December 28, 1929, a public hearing having been held, and the matter having been duly submitted now being ready for decision,

IT IS HEREBY ORDERED that the restrictions imposed in said decision to wit:-

"Provided, that applicant shall not pick up any passengers destined to Inglewood and way points within a radius of three blocks of the intersection of Center Street and Highland Drive, nor pick up any passengers at Inglewood and way points destined to any point within a radius of three blocks of the intersection of Highland Drive and Center Street; and provided further that no passengers shall be picked up along Rosecrans Avenue within one-quarter of a mile east or west of Inglewood Avenue."

be and the same hereby is removed and shall be of no further burden upon said operations.

Thomas R. Carpenter having made application to the Commission to abandon service between Inglewood and Manhattan Beach under certificate granted by Decisions Nos. 19160 and Supplemental Decision No. 20795 on Application No. 14150, a public hearing having been held, the matter having been duly submitted and now being ready for decision.

IT IS HEREBY FURTHER ORDERED that applicant be and he is hereby authorized to abandon and discontinue all service under said certificate within ten days after date hereof; provided applicant shall post at his terminals and in his vehicles notice of the date of discontinuance at least five days before such date of discontinuance; and provided further that applicant immediately file with this Commission cancellation of his time schedules and tariffs for such service effective on the date of discontinuance.

Dated at San Francisco, California, this 19<sup>th</sup> day of October 1931.

Leon Whittell

M. J. Lewis

W. B. Harris

Fred G. Stewart

COMMISSIONERS.