

Decision No. 24437

C O M M I S S I O N
 OF PUBLIC UTILITIES

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 LOS ANGELES RAILWAY CORPORATION, a)
 corporation, and PACIFIC ELECTRIC)
 RAILWAY COMPANY, a corporation, for)
 a certificate of public convenience)
 and necessity to operate a motor coach)
 passenger service under the name of) First Supplemental
 Los Angeles Motor Coach Company between) Application
 Rimpau Blvd. and Washington Blvd. and) No. 17187
 54th Street and Crenshaw Blvd. in the)
 City of Los Angeles, California.)

BY THE COMMISSION -

O P I N I O N

In this First Supplemental Application of Los Angeles Railway Corporation, a corporation, and Pacific Electric Railway Company, a corporation, operating under the name of Los Angeles Motor Coach Company, the Commission is petitioned for a certificate of public convenience and necessity authorizing applicant to reroute its motor coach service, to be operated as an extension of the service authorized in this Commission's Decision No. 23433, dated February 24, 1931, within the city limits of the City of Los Angeles, which service was as follows:

Commencing at the intersection of Rimpau Boulevard and Washington Boulevard, west on Washington Boulevard to La Brea Avenue, north on La Brea Avenue to Hollywood Boulevard, east on Hollywood Boulevard to Vine Street, south on Vine Street and Rossmore Avenue to Wilshire Boulevard, east on Wilshire Boulevard to Crenshaw Boulevard, south on Crenshaw Boulevard to 54th Street; returning via the reverse of the above route.

It is anticipated that within the next thirty days construction work on bridge over the Sacatela Storm Drain and paving on La Brea Avenue south of Pico Boulevard will be completed, at which time the Crenshaw-Vine-La Brea Motor Coach Line will be extended to Washington and Rimpau Boulevard, as authorized by

our Decision No.23433. The Board of Public Utilities and Transportation of the City of Los Angeles has directed existing coach lines formerly turning around in the intersection of Washington Street and Rimpau Boulevard to discontinue such practice and to operate along Washington Street from Rimpau Boulevard to Vineyard Avenue. The approval of this change by said Board of Public Utilities and Transportation of the City of Los Angeles is contained in Exhibit "D" attached to and made part of this supplemental application. No change in time schedule nor rates is involved.

We are of the opinion that this application should be granted. A public hearing does not appear to be necessary.

Applicant is hereby placed upon notice that "operative rights" do not constitute a class of property which should be capitalized or used as an element of value in determining reasonable rates. Aside from their purely permissive aspect, they extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be changed or destroyed at any time by the state which is not in any respect limited to the number of rights which may be given.

O R D E R

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation by Los Angeles Railway Corporation, a corporation, and Pacific Electric Railway Company, a corporation, operating under the name of Los Angeles Motor Coach Company, of the following extension of route authorized in this Commission's Decision No.23433:

From terminus at Washington and Rimpau Boulevards, east on Washington Boulevard to Vineyard Avenue, the proposed change of route being shown in red on map marked Exhibit "A", attached to and made part of the supplemental application.

IT IS HEREBY ORDERED that a certificate of public convenience and necessity therefor be, and the same hereby is granted to Los Angeles Railway Corporation, a corporation, and Pacific Electric Railway Company, a corporation, operating under the name of the Los Angeles Motor Coach Company, as an extension of the operating right granted by Decision No.23433 only and not as a new or separate right, subject to the following conditions:

- 1- Applicant shall file its written acceptance of the certificate herein granted within a period of not to exceed fifteen (15) days from date hereof.
- 2- 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.
- 3- No vehicle may be operated by applicant herein unless such vehicle is owned by said applicant or is leased by it 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 10th day of February, 1932.

Cl. Seaver
Leon Whitely
W. A. Cunniff
W. B. Harris
Fred G. Stewart
COMMISSIONERS.