

Decision No. 24971

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of }
 JOSEPH MILLER for authority to }
 discontinue operation of an automobile } Application No.18196
 service as a common carrier between }
 Carmel and Highlands Inn. }

Earl A. Bagby, for Applicant.

BY THE COMMISSION -

O P I N I O N**ORIGINAL**

Joseph Miller, operating under the fictitious name of the Bay Rapid Transit Company, by this application, seeks authority to discontinue services as a common carrier of persons and property between Carmel and Highlands Inn.

A public hearing was conducted by Examiner Geary at Carmel on June 24 and the proceeding having been submitted is ready for our opinion and order.

The right to operate was granted by our Decision No.24320, Application No.17738, December 21, 1931, and the service sought to be discontinued is only part of applicant's common carrier activities between Monterey-Pacific Grove and Carmel. The route from Carmel to Highlands Inn is a four mile branch line operation without any direct influence upon the main line services.

An exhibit shows that for the period January 1 to May 15, 1932, the total receipts were \$78.00 and the total expenses \$438.83, a loss of \$360.83. During the 15 days in May only \$5.00 was collected from passengers and \$1.75 for express.

The operations have been conducted as part of the system activities and only definitely allocated expenses have been accounted for.

No protest was offered at the hearing and Mr. Miller testified that none had been received at his office.

It appears that the service has ceased to be a public need inasmuch as the bus carried but 46 passengers in January, 52 in February, 60 in March, 38 in April and 20 for the first fifteen days of May. Testimony indicated there is no possibility of adequate revenue and a continuation of the service is but a burden on applicant's other public utility operations.

An order will be entered authorizing abandonment of the services heretofore authorized as Route No.5 between Carmel and Highlands Inn by Decision No.24320, Application No.17738, of December 21, 1931.

ORDER

Joseph Miller, operating under the fictitious name of the Bay Rapid Transit Company, is hereby authorized to discontinue all services between Carmel and Highlands Inn as provided for in Decision No.24320, Application No.17738, of December 21, 1931, provided applicant shall post notice of the date of such discontinuance in its stations at least five (5) days before such date and shall withdraw and cancel its time schedules and tariffs for such service within thirty (30) days from the date hereof.

Dated at San Francisco, California, this 5th day of

July, 1932.

C. J. Leary
W. J. C.
Fred S. Stewart
COMMISSIONERS.