

Decision No. 25122.

## BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

**ORIGINAL**

In the Matter of the Investigation on  
 the Commission's own motion into the  
 rates, rules, regulations, charges,  
 classifications, practices, contracts,  
 operations and schedules, or any of  
 them, of C. R. SPICKARD and G. A. COL-  
 WELL, copartners, operating auto stage  
 service between points in the State of  
 California.

Case No. 3309.

C. R. Spickard, for respondents.

CARR, Commissioner:

O P I N I O N

This is a proceeding instituted by the Commission to inquire into the operations of respondents C. R. Spickard and G. A. Colwell, copartners, doing business under the fictitious name of Rubicon Springs Stage Line, and particularly as to whether such operations had been discontinued and abandoned.

A public hearing was held at San Francisco on August 17, 1932, and the matter submitted.

Respondents were authorized by Decision No. 9556 dated September 23, 1921, on Application No. 7177, to establish and operate a stage service for the transportation of passengers, baggage, packages and express between McKinneys and Rubicon

Springs.

At the hearing C. R. Spickard, one of the respondents, appeared and testified that he had relinquished his interest in the copartnership some years ago and had no knowledge of the present operations, if any were being conducted. Respondent Colwell did not appear at the hearing.

The record shows that respondents have failed to file time schedules as required by General Order No. 86, and failed to file an annual report for 1931 as required by Section 29 of the Public Utilities Act. The record justifies the revocation of their operative rights.

The following form of order is recommended:

O R D E R

A public hearing having been held and the Commission finding as a fact that respondents have failed to comply with General Order No. 86 and have failed to file an annual report as required by Section 29 of the Public Utilities Act, and good cause appearing,

IT IS HEREBY ORDERED that the operative rights possessed by C. R. Spickard and G. A. Colwell, copartners, respondents herein, under and by virtue of Decision No. 9556, dated September 23, 1921, on Application No. 7177, for the operation of a stage service for the transportation of passengers, baggage, packages and express between McKinneys and Rubicon Springs be and the same are hereby revoked and annulled.

IT IS HEREBY FURTHER ORDERED that the Secretary of the Commission is hereby directed to serve, or cause to be served,

by registered mail, upon said respondents C. R. Spickard and G. A. Colwell, copartners, a certified copy of this order, and to forward by mail to the District Attorney of El Dorado County a certified copy of this order.

IT IS HEREBY FURTHER ORDERED that the tariffs and time tables heretofore filed with this Commission covering said service be and they are hereby cancelled.

The foregoing opinion and order are hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 29<sup>th</sup> day of August, 1932.

C. S. Sawyer  
Leon Whitley  
M. A. Carr  
M. B. Harris  
Fred G. Stewart  
Commissioners.