

Pacific Greyhound Lines, Inc. 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

Pacific Greyhound Lines, Inc. having made application for a certificate of public convenience and necessity to operate an automotive passenger stage service for the transportation of passengers, baggage and express between Redwood City and North Lawrence Station and other points via Bay Shore Highway and certain other highways,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the establishment of the above described service over and along the following routes:

- (a) Redwood City and North Lawrence Station via Bay Shore Highway through North Menlo Park, Base Hospital, North Palo Alto, Embarcadero, North Mayfield and Naval Air Station.
- (b) Between North Menlo Park and Menlo Park when traffic demands warrant.
- (c) Between Base Hospital and Palo Alto when traffic demands warrant, subject to the restriction that no passengers or express are to be handled locally between Base Hospital and Palo Alto.
- (d) Between Embarcadero and Palo Alto when traffic demands warrant.

(e) Between North Mayfield and Mayfield when traffic demands warrant.

(f) Between Steierlein Avenue and Mountain View when traffic demands warrant.

(g) Between Old Mountain View and Alviso Road when traffic demands warrant.

(h) Between North Lawrence Station and Milliken when traffic demands warrant.

IT IS HEREBY ORDERED that a certificate of public convenience and necessity therefor be and the same hereby is granted subject to the following restrictions:

1. In the transportation of express as herein authorized, subject to the exceptions hereinafter noted, no single package may be accepted for transportation that exceeds one hundred pounds in weight, and all express is to be transported on passenger vehicles only, subject to the following exceptions:

a. The limitations as to package weight and vehicle of transportation shall not apply to shipments transported for or through the agency of Railway Express Agency, Inc., and milk and cream and empty containers of such commodities when being transported to or from a rail junction point in connection with rail transportation thereof.

2. For all of the operation herein authorized, the tariffs of applicant as herein proposed and as now on file with the Commission governing the transportation of passengers, baggage and express with their rules and regulations, or as the same may be changed from time to time under the general orders, rules and regulations of this Commission, shall apply.

IT IS HEREBY FURTHER ORDERED that the rights herein granted be and they are hereby consolidated with applicant's present certificates as granted by Decisions Nos. 23244, 23677 and 24623, and 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. Applicant shall file, in triplicate, and make effective within a period of not to exceed thirty (30) days from the date hereof, on not less than ten days' notice to the Commission and the public a tariff or tariffs constructed in accordance with the requirements of the Commission's General Orders and containing rates and rules which, in volume and effect, shall be identical with the rates and rules shown in the

exhibit attached to the application insofar as they conform to the certificate herein granted.

3. Applicant shall file, in duplicate, and make effective within a period of not to exceed thirty (30) days from date hereof, on not less than five days' notice to the Commission and the public, time schedules covering the service herein authorized, in a form satisfactory to the Railroad Commission.

4. 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.

5. 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 9th day of January, 1933.

C. C. Leary

Leon Whitney

W. A. Carr

M. B. Herring

Walter H. ...

COMMISSIONERS.