

Decision No. 10136

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

Rice Transportation Company,)
a corporation,)
Complainant,)
vs.)
C.T. Boyd,)
Defendant.)

Case No. 1689.

ORIGINAL

G.R. Cleaveland, for Complainant
C.T. Boyd, Defendant, in propria persona.

BY THE COMMISSION:

O P I N I O N

In this action complainant seeks to have revoked the authority heretofore given by the Railroad Commission to defendant, (Decision No. 8720, Application No. 6368) to operate a freight auto truck service between Los Angeles, Culver City, Palms, Venice, Ocean Park and Santa Monica, which operating rights Boyd acquired from the Mutual Trucking Association, which established its operation prior to May 1, 1917.

A public hearing was held herein by Examiner Williams at Los Angeles, the matter was duly submitted and is now ready for decision.

The testimony for both complainant and defendant established abandonment of this service by defendant from and after March, 1921. Defendant testified he had only made a few trips but had not observed a daily schedule, as required.

He further testified that he had been contemplating a petition to the Railroad Commission to abandon the service when the case was filed. However, defendant did not answer the complaint except by appearing at the hearing, making his statement.

The testimony completely sustains the allegation of the complaint and the Commission so finds as a fact. The prayer of the complainant, therefore, should be granted. It must be understood, however, that the order in Decision No. 8720 is revoked only to the extent that it relates to the permission to operate between Los Angeles and Santa Monica, and intermediate points, and that the authority to operate between other points and on other routes remains unimpaired.

O R D E R

IT IS HEREBY ORDERED BY THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA that certain rights granted to defendant herein by Decision No. 8720 of this Commission, as follows:

"also commencing at Los Angeles, thence via Culver City, Palms, Venice, Ocean Park and into Santa Monica,"

be and the same is hereby revoked and annulled, but said order of Decision No. 8720 is in no other way revoked, annulled, or modified.

Dated at San Francisco, California, this 27th day of February, 1922.

H. B. ...
H. ...
Dwight Martin

Commissioners.