

Decision No. 10950

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of MRS. C. W. MINGUS, administratrix, for certificate of public convenience and necessity to operate auto truck freight service between intersection of Center Street and Ocean Avenue, Hynes, and intersection of Artesia Street and Ocean Avenue, and west on Artesia Street to Michigan.

Application No. 7980.

In the matter of the application of JOE BOZOFF and ACOP TARVOFF for certificate of public convenience to operate a motor freight milk service between Los Angeles, California, and Hynes and Clearwater, California, over a readjusted and redefined route, no addition to present territory served.

Application No. 8060.

Mrs. C. W. Mingus in propria persona.
R. E. Wedekind for Pacific Electric Railway Company.
M. G. Ferrahiam for Oganessoff & Oskanoff, Protestants.
Harry N. Blair for Bozoff & Tarvoff.

BY THE COMMISSION.

O P I N I O N

A public hearing was held by Examiner Westover in Los Angeles upon the above applications, the first for authority to extend a milk route service to the Telford ranch, south of Hynes and Clearwater, and the second to clearly define operative rights in this territory.

It appears from the testimony that the service referred to in Application No. 8060 has been operated by Bozoff and Tarvoff and their predecessor in interest for many years, substantially as

described in the order, and that Mrs. Mingus and her predecessor in interest have operated for a number of years in a small rectangular territory in the northern part of the Bozoff and Tarvoff territory, where operation of these two carriers has been coincident.

It appears that Bozoff and Tarvoff are able and willing to give good service to the Telford ranch, which is in the territory served by them, and that public necessity and convenience do not require operation by Mrs. Mingus as prayed, and her application must be denied.

The original authority to operate the route now operated by Bozoff and Tarvoff described the route as between Los Angeles and Hynes. With the development of other milk routes and the need of a clearer description of the routes of each, it is desirable to define applicants' routes, as is done in the order.

ORDER

A public hearing having been held upon the above entitled applications, the matters being submitted, and now ready for decision,

THE RAILROAD COMMISSION HEREBY CERTIFIES that public convenience and necessity do not require the operation or extension by Mrs. C. W. Mingus of an automotive freight service between Center Street and Artesia Street on Ocean Avenue, or on Artesia Street to Michigan Avenue, said streets being in or near Hynes, Los Angeles County.

IT IS HEREBY ORDERED that the above entitled Application No. 7980 be and it is hereby denied.

IT IS HEREBY FURTHER ORDERED that the order contained in Decision No. 9447 upon Application No. 7128, in so far as it describes the route or territory to be served, be and it is hereby amended to read as follows:

"Between Los Angeles and Compton on Alameda Street (known also as Lemon Street and Washington Street); New York Avenue; Artesia Boulevard (known also as First Street in Artesia); and along the east bank of the Los Angeles River; and on Gibbon Road between Main Street and said river; serving dairies along and adjacent to said route, and within said boundaries, the point of service nearest Los Angeles being said Main Street, east of Temple Street; it being understood, however, that service or right of said Bozoff and Tarvoff is not exclusive as to that part of described territory within or along the above boundaries of a rectangle enclosed by said Main, Lemon or Washington Streets on the north, Cerritos Avenue on the east, Center or Olive Street on the south, and Ocean Avenue on the west."

In all other respects said order in said Decision No. 9447 shall remain in full force and effect.

Dated at San Francisco, California, this 18th day of August, 1922.

H. B. Audigou
Wm. Martin
Chas. A. K... ..
J. J.

Commissioners.