

McS

Decision No. 10923.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

-oOo-

In the Matter of the Application of)	
GUIDO de GHETALDI to sell and		
CHARLES KUPPINGER to purchase an	:	Application No. 8210
automobile freight line operated)	
between Ukiah and Upper Lake, Calif-	:	
ornia.)	

BY THE COMMISSION,

ORDER

Guido de Ghetaldi and Charles Kuppinger have filed a joint application with the Railroad Commission in which they apply for an order authorizing the former to sell and the latter to purchase a certain automobile truck line operated between Ukiah and Upper Lake, and intermediate points, California.

The operative right herein proposed to be transferred was originally obtained by the proposed seller through operation in good faith prior to the effective date of Chapter 213, Statutes of 1917, as amended, and continuously since that time.

The consideration to be paid for the property herein proposed to be transferred is given as the sum of \$4,750.00, and in addition to the operative right includes one 2-ton Atterbury truck and one 3½-ton Atterbury truck.

The proposed purchaser is at the present time engaged in the operation of an automobile freight truck service in the vicinity of the route covered by the franchise herein proposed to be transferred and is experienced in the operation of common carrier truck companies and will, if this transfer is authorized, be able to render as adequate a service to the shipping public as the present operator.

In view of the above circumstances, we are of the opinion that this is a matter in which a public hearing is not necessary and that the application should be granted.

IT IS HEREBY ORDERED that the above entitled application be, and the same hereby is granted, subject to the following conditions:

1. That the consideration to be paid for the property herein authorized to be transferred shall never be urged before this Commission or any other rate fixing body as a measure of value of said property for rate fixing or any purpose other than the transfer herein authorized.


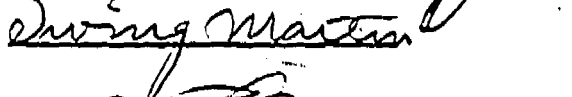

2. That applicant Guido de Ghetaldi shall immediately cancel all tariff of rates and time schedules now on file with the Railroad Commission, such cancellation to be in accordance with the provisions of General Order No. 51 of the Railroad Commission.

3. That applicant Charles Kuppinger shall immediately file, in duplicate, in his own name, or adopt as his own tariff of rates and time schedules heretofore filed by applicant Guido de Ghetaldi, all rates and time schedules to be identical with those filed by applicant Guido de Ghetaldi.

4. That the rights and privileges herein authorized to be transferred shall never 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. That no vehicle may be operated by applicant Charles Kuppinger unless such vehicle is owned by said applicant or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 31st day of August, 1922.




Commissioners