

ORIGINAL

Decision No. 5176

Decision No. _____

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application)	
of DOMINGO S. ROZA for certificate)	
of public convenience and necessity)	Application No. 3673.
to operate auto stage service be-)	
tween Cambria and San Luis Obispo.)	

Domingo S. Rosa in propria persona.
 Orle Mayfield for Mayfield Stage Line,
 protestant.
 Frank N. Villa for Coast Truck Company.

BY THE COMMISSION:

O P I N I O N

Domingo S. Rosa applies for certificate that public convenience and necessity require him to operate an automobile passenger stage between Cambria and San Luis Obispo, in San Luis Obispo County, a distance of about 36 miles.

A public hearing on the application was held by Examiner Westover at San Luis Obispo on June 7, 1918.

Applicant began operation regularly one round trip each week day, about the 1st of April, 1918, on the schedule shown below, using a 1500 lb. truck with a 10 passenger body for transporting both passengers and

freight. About the 24th of May, 1918, he began operating a 7-passenger Studebaker car exclusively for passengers, having purchased the car relying upon the belief that some correspondence with the Commission concerning the filing of schedules gave him authority to operate.

The reason urged for granting the application is that the people of Cambria and vicinity want a service which will permit them to visit San Luis Obispo, the county seat, transact business, and return home the same day, which the schedule of Mayfield Stage Line, now operating over the route, does not permit.

Mayfield Stage Line, which has been operating one round trip each week day from San Luis Obispo to Cambria and return, opposes the application upon the ground that there is not enough business to justify two daily trips and that it would have put on additional service if it had considered it could be done profitably.

Applicant's gross receipts for April, 1915, were \$82.50 and for four week days in May and five week days in June averaged nearly \$6.50 per day. His expenses for the few days' operation do not indicate what the average expense of operation would be. He pays his driver, however, \$75.00 per month, being about \$3.00 per working day.

Mayfield Stage Line's gross receipts for the year 1917 averaged about \$16.00 per day and operating expenses averaged about \$7.45 per day, without allowing for depreciation, taxes or interest on investment. The car used is a Packard.

The comparative schedules of the two lines follow:

<u>Mayfield</u>		<u>Rosa</u>		<u>Rosa</u>		<u>Mayfield</u>
12:30 P.M.		8:30 A.M.	Cambria	6:30 P.M.		10:00 A.M.
1:30 "		9:45 "	Cayucos	4:15 "		9:00 "
2:00 "		10:15 "	Morro	3:45 "		8:30 "
2:35 "		11:00 "	San Luis Obispo	3:00 "		8:00 "

Applicant believes that a profitable business can be developed under his present schedule and Mr. Mayfield believes that it cannot. The figures presented indicate that there is considerable travel which would be accommodated by a schedule similar to that of applicant, and the public should not be deprived of the service if offered, though doubt may exist whether the service can be made profitable. It did not appear in the testimony that the patronage of the Mayfield Line has fallen off because of the service afforded by applicant.

Mayfield Stage Line having concluded that it cannot profitably operate under a schedule similar to that proposed by applicant, which it appears would prove a public convenience, the application will be granted.

O R D E R

DOMENGO S. ROSA having applied for certificate that public convenience and necessity require him to

operate an automobile passenger stage between Cambria and San Luis Obispo, in San Luis Obispo County, a public hearing having been held upon said application, testimony having been submitted and the matter being now ready for decision.

THE RAILROAD COMMISSION HEREBY DECLARES

that public convenience and necessity require the operation by Domingo S. Rosa of automobile passenger stage service as ^a common carrier of passengers between Cambria and San Luis Obispo.

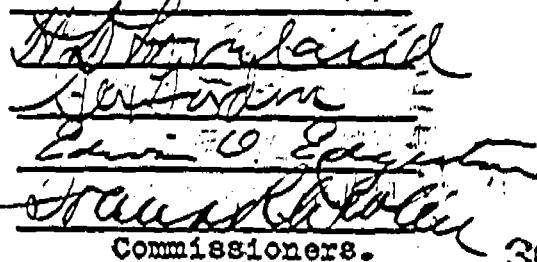
PROVIDED that this declaration shall not become effective until said Domingo S. Rosa has procured from the Railroad Commission a supplemental order herein reciting that applicant has filed herein certified copies of permits from the County of San Luis Obispo and the City of San Luis Obispo, as provided by Section 3, Chapter 213, Laws of 1917; and

PROVIDED FURTHER that the rights and privileges herein granted shall not be assigned or transferred unless the written consent of the Railroad Commission to such assignment or transfer has first been procured.

IT IS HEREBY ORDERED that no vehicle may be operated under this certificate unless such vehicle is owned by the applicant herein or is leased by such applicant under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California

11th day of June, 1918.


Commissioners.