

ORIGINAL

Decision No. 5631

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application  
of WM. O. FLEISCHER for certificate  
of public convenience and necessity  
to operate freight (automobile) ser-  
vice between Los Angeles, California,  
and Oxnard, California. } Application No. 3786.

Wm. O. Fleischer in propria persona.  
W. H. Anderson for Board of Public  
Utilities of the City of Los Angeles.

BY THE COMMISSION:

O P I N I O N

Applicant seeks authority to operate a freight truck with trailer between Los Angeles and Oxnard, in Ventura County and intermediate points, a distance of about 65 miles, on a schedule leaving Los Angeles at 2:30 A.M. and arriving at Oxnard at 7 A.M. leaving Oxnard 11 A.M. and arriving at Los Angeles at 3 P.M. daily except Sunday.

A public hearing upon the application was held by Examiner Westover at Los Angeles.

This service was established in 1916 by Lee Chambers who sold to Harry Fleisher, brother of applicant, about February 1, 1917. The equipment and business was bought by applicant November, 1917, and has been operated without authority of the Commission through ignorance

of the law requiring such authority.

During the summer season applicant's equipment is used practically to its capacity, but far less business is handled during the winter season. The bulk of the traffic consists of goods moving from Los Angeles westward, the eastbound movement consisting principally of empty parcels of various kinds.

The testimony shows that applicant is able to render somewhat quicker service than that afforded by the Southern Pacific Company, as goods can be received or taken later in the day and delivered in Oxnard much earlier the following morning and that he is ready to collect freight from a large area in Los Angeles and make store door deliveries at points en route. The bulk of the freight originating in Los Angeles, which he handles, is, however, delivered to his terminal at 353 Central Avenue.

#### O R D E R

WILLIAM O. FLEISCHER having applied to the Railroad Commission for authority to operate freight service between Los Angeles and Oxnard, Ventura County and intermediate points, a public hearing having been held upon said application and the matter being now ready for decision,

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by William O. Fleischer of freight service between Los Angeles and Oxnard, Ventura County, and intermediate points,

PROVIDED this declaration shall not

become effective until said William O. Fleischer has procured from the Railroad Commission supplemental order herein reciting that applicant has filed herein certified copy of permits from the cities of Los Angeles and Oxnard, and from the Counties of Los Angeles and Ventura, as provided by Section 3, Chapter 213, Laws of 1917,

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, this 26<sup>th</sup>  
day of July, 1918.

Edwin P. Edgerton  
H. D. Woodland  
W. E. Gordon

Commissioners.