

ORIGINAL

Decision No. 6191.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of)
LOUIS SPOSITO for a certificate of)
public convenience and necessity to)
operate freight truck service between)
Sacramento and Auburn.)
.....)

Application No. 4172.

Pullen and Falbot by J. E. Pullen
for applicant.

George J. Bradley for Sacramento Merchants
and Manufacturers Association

BY THE COMMISSION

O P I N I O N

Louis Sposito has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of an automobile truck line as a common carrier of freight between Sacramento and Auburn and intermediate points.

A public hearing was conducted by Examiner Handford at Sacramento on March 5th, 1919, the matter was submitted and is now ready for decision.

Applicant proposes to charge rates in accordance with a schedule marked exhibit "A" and filed with the application in this proceeding and to operate on a schedule of one round trip daily between Sacramento and Auburn serving the intermediate communities at Roseville, Rocklin, Loomis, Penryn and Newcastle using as equipment one Moreland truck 2-1/2 ton carrying capacity.

Applicant has secured permits from the Boards of Supervisors of the Counties of Sacramento and Placer, from the Board of Commissioners of the City of Sacramento, from the Boards of Trustees of the Cities of Auburn, Rocklin and Roseville as evidenced by certified copies thereof filed with the application in this proceeding.

Applicant has established a freight terminal at Sacramento at 5th and "I" Streets and has been serving the route for which certificate is herein requested for some months and now desires to conduct his operation in conformity with the statutory law and the rules and regulations of this Commission.

There is no other motor freight service now operating between the points for which certificate is sought and at the hearing on this application Mr. George J. Bradley, representing the Merchants Manufacturers Association of Sacramento, advised the Commission that the class of service sought to be given by applicant would be desirable for the shippers and business interests of Sacramento.

We are of the opinion that the application should be granted in accordance with the terms of the following order.

O R D E R

Louis Spesite having petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of an automobile truck service as a common carrier of freight between Sacramento and Auburn and intermediate points, a public hearing having been held, the matter having been duly submitted and the Commission being fully

advised and finding as a fact that public convenience and necessity require the operation of a truck line as sought by applicant between the above mentioned points.

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by Louis Sposito of an automobile truck line as a common carrier of freight between Sacramento and Auburn and intermediate points; provided, however, that no transfer of the rights and privileges herein granted may be made unless the written consent of the Railroad Commission to such assignment or transfer has first been secured.

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.

IT IS HEREBY FURTHER ORDERED that no passengers may be transported over the route sought by applicant herein.

Dated at San Francisco, California, this 12th day of March, 1919.

Edwin O. Egerton
H. D. Lybrand
Arthur R. Allen

Commissioners.