

ORIGINAL

Decision No. 6361.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of Petition for)
the consent to the transfer and)
relinquishment of the rights and)
privileges of the Plaza Stages, a)
co-partnership, to Plaza Stages an)
Incorporated Business Association.)

Application No. 4604.

BY THE COMMISSION

O R D E R

Plaza Stages, Incorporated, has petitioned the Railroad Commission for an order approving the transfer of the operative rights heretofore granted to Plaza Stages, a co-partnership, composed of R. S. Anthony and S. J. Bothwell as co-partners as granted by this Commission in its decisions Nos. 4896 and 4953 on Application No. 3333, and as covered by the local permits granted by the Board of Supervisors of the County of San Diego and the Council of the City of San Diego in accordance with the requirements of Section 3 of Chapter 213, Laws of 1917.

A previous application for the approval of the transfer herein requested was denied by the Railroad Commission in its Decision No. 6391 on Application No. 4525 for the reason that the plan of operation, as defined by the by-laws of the Plaza Stages, Incorporated, was not such that was deemed proper to receive the approval of the Commission nor was the plan of operation in accordance with the provisions of Chapter 213, Laws of 1917, nor the subsequent rules and regulations of this Commission. The Plaza Stages, Incorporated, have now amended their by-laws so that same are now in compliance with the statutory law

regulating transportation companies of this nature and also the subsequent rules and regulations of this Commission, as evidenced by a certified copy of resolution passed by the membership of the Plaza Stages, Incorporated, in which certain sections of their by-laws have been eliminated and certain other sections added, such additions outlining definitely the scheme of operation which will be in accordance with the statutory law and the requirements of this Commission.

After careful consideration we are of the opinion that this is not a matter in which a public hearing is necessary and that the application should be granted.

IT IS HEREBY ORDERED that the rights and privileges heretofore granted to the Plaza Stages, a co-partnership, consisting of R. S. Anthony and J. S. Bothwell as co-partners be transferred to the Plaza Stages, Incorporated; provided, however, that this order shall not become effective until certified copies of transfers of the local permits heretofore granted by the Board of Supervisors of San Diego County and the Council of the City of San Diego shall have been filed with this Commission.

IT IS HEREBY FURTHER ORDERED that no vehicle may be operated under the certificate hereinabove authorized to be transferred 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 and that the rights and privileges herein authorized to be transferred may not hereafter be transferred or assigned unless the written permission of the Railroad Commission to such transfer or assignment has first been secured.

Dated at San Francisco, California, this 26th day of May, 1919.

W. J. Paulsen
Frank R. DeWine
H. A. Boudique
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Commissioners.