

ORIGINAL

Decision No. 6616.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of  
 F. M. MENSINGER and R. P. McGarvin  
 and A. L. BRIDGHAM, for order per-  
 mitting transfer and sale of permit  
 to operate automobile stage line  
 between Escondido, and San Diego,  
 California, via Poway.

Application No. 4764.

BY THE COMMISSION

ORDER

F. M. Mensinger, operating an automobile stage line between Escondido and San Diego, via Poway, has petitioned the Railroad Commission for authority to sell and R. P. McGarvin and A. L. Bridgham, co-partners, have petitioned the Railroad Commission for permission to purchase said stage line.

This application is made in accordance with the provisions of Section 5 of Chapter 213, Statutes of 1917, as amended by Chapter 280, Statutes of 1919, the approval of the Railroad Commission being required for a transfer such as proposed by the applicants herein.

Applicant, Mensinger, acquired his operative rights by reason of conducting a stage line in good faith prior to May 1, 1917, which was the date approved by the legislature as that upon which operators, who were operating in good faith, were not required to secure a certificate of public convenience and necessity from the Railroad Commission or secure permits from the governing bodies of the various political subdivisions through which a route passed.

The Commission is 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 this application be and the same hereby is granted; provided, however, that the order herein shall not become effective until applicant, Mensinger, shall have cancelled the tariffs and time schedules now lawfully on file with this Commission and applicants, McGarvin and Bridgham, as co-partners, shall have filed new tariffs and time schedules or have adopted as their own the schedules heretofore filed by applicant, Mensinger, in accordance with the rules and regulations of the Railroad Commission, as contained in General Order No. 51 and the rules and regulations as prescribed in Decision No. 4814 in Case No. 1110, as decided November 6, 1917.

IT IS HEREBY FURTHER ORDERED that the rights and privileges herein ordered transferred may not in future be transferred nor assigned unless the written consent of the Railroad Commission to such transfer or assignment has first been secured; that no vehicle may be operated by McGarvin and Bridgham,

a co-partnership, under the authority conferred by this order unless such vehicle is owned by such co-partnership or is leased under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 29<sup>th</sup> day of August, 1919.

Edwin O. Eegerton  
H. D. Loveland  
Frank R. Horton  
H. B. Bundege  
Dwight Martin

Commissioners.