

ORIGINAL

Decision No. 6745

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of)
O. N. THOMAS and E. B. THOMAS,)
partners in business, for authority)
to purchase and acquire operative)
rights of Richard H. Flinn for auto)
stage line from Pomona to San Dimas)
via La Verne and commonly known as)
Flinn's Bus Line.)

Application No. 5004.

BY THE COMMISSION:

O R D E R

O. N. THOMAS and E. B. THOMAS, partners in business, have petitioned the Railroad Commission for authority to acquire the operative rights heretofore held by Richard H. Flinn operating an automobile stage route from Pomona to San Dimas via La Verne, commonly known as Flinn's Bus Line.

This application is brought under the provisions of Section 5 of Chapter 213, Laws of 1917, as amended by Chapter 280, Laws of 1919, amendments becoming effective July 22, 1919, which require the approval by the Railroad Commission of the transfer of operative rights in the manner herein sought.

The operative rights which are proposed to be transferred are those acquired by Richard H. Flinn by reason of the legislative enactment known as Chapter 213, Statutes of 1917, which recognized operators, who were conducting business in good faith as of May 1, 1917, as not being required to secure a certificate of public convenience and necessity from the Rail-

road Commission nor permits from the governing bodies of all political subdivisions through which the route passed.

We are 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 subject, however, to the following conditions:

- 1 - The time schedules and tariffs covering rates of fare, now filed with the Railroad Commission in the name of Richard H. Flinn in accordance with the provisions of General Order No. 51 and other regulations of this Commission, are to be cancelled in the manner prescribed by the regulations of the Railroad Commission.

2 - Applicants, O. N. Thomas and E. B. Thomas, shall either adopt as their own the time schedules and rates of fare as heretofore filed by Richard H. Flinn or shall file in their own name new time schedules and tariffs showing rates of fare which should be the same as those heretofore filed by Richard H. Flinn.

3 - The rights and privileges, transfer of which are hereby authorized, may not again be transferred or assigned unless the written consent of the Railroad Commission to such transfer or assignment has first been secured.

4 - 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 3^d day of October, 1919.

Edwin O. Colquhoun
H. J. ...
Frank R. Deven
Irving Martin

Commissioners.