

ORIGINAL

Decision No. 6953.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of)
WILLIAM E. GILLEN and W. M. COLLINS)
for approval of the transfer of)
operating rights of the Visalia-)
Dinuba Stage Line.)

Application No. 5086.

BY THE COMMISSION:

O R D E R

W. M. Collins and William E. Gillen have petitioned the Railroad Commission for an order approving the transfer of the operative rights covering an automobile stage line between Visalia, Yettam, Cutler, Oroqui, Sultana, Dinuba and intermediate points, W. M. Collins desiring to sell and transfer and William E. Gillen desiring to purchase, acquire and hereafter operate said stage line.

The rights and privileges, transfer of which is desired, are those held by W. M. Collins by reason of operation over the above mentioned route prior to May 1, 1917, and continuously since such date, which was the date recognized by the legislature in the enactment of Chapter 213, Laws of 1917, as that upon which operators were not required to secure a certificate of public convenience and necessity from the Railroad Commission nor permits from the governing bodies of political subdivisions through which a route passed.

The proposed transfer is to be made in accordance with an agreement or bill of sale, a copy of which has been filed with the application in this proceeding and marked exhibit "A".

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 this application be and the same hereby is granted subject to the following conditions:

- I - Applicant, W. M. Collins, will be required to immediately cancel all tariffs and time schedules now on file with the Railroad Commission, such cancellation to be made in accordance with the provisions of General Order No. 51 and other regulations of this Commission.

- II - Applicant, William E. Gillen, will be required to file new tariffs and time schedules or to adopt as his own the tariffs and time schedules as formerly filed in the name of W. M. Collins; tariff rates to be the same as those heretofore filed in the name of W. M. Collins.

- III - The rights and privileges, transfer of which are hereby authorized, may not again be transferred nor assigned unless the written consent of the Railroad Commission to such transfer or assignment has first been secured.

IV - No vehicle may be operated under this authority for transfer unless such vehicle is owned by applicant, William E. Gillen, 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 17th day of December, 1919.

Edwin O. Edwards
H. D. Loveland
Stanley J. Felt
H. W. Anderson
James M. Martin

Commissioners.