

ORIGINAL

Decision No. 7073.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of }  
JOSEPH G. SCHROEDER for certificate }  
of public convenience and necessity }  
to operate passenger, baggage and }  
package service between Tulare and }  
Porterville, California. }  
..... }

Application No. 4781.

D. E. Perkins for Applicant.

Harry T. Hennessey for United States Railroad  
Administration, Southern Pacific Company,  
Protestant.

Lamberson and Lamberson for J. E. Moore Auto  
Stage Company, Protestant.

BY THE COMMISSION:

O R D E R

JOSEPH G. SCHROEDER has petitioned the Railroad Com-  
mission for an order declaring that public convenience and  
necessity require the operation by him of an automobile stage  
line as a common carrier of passengers, baggage and packages  
between Tulare and Porterville.

A public hearing on this application was conducted by  
Examiner Handford at Visalia, the matter was duly submitted and  
is now ready for decision.

Applicant proposes to operate under the name of the  
Tulare-Lindsay and Porterville Stage and to charge rates in  
accordance with a schedule marked exhibit "A" and attached to  
the application in this proceeding; to operate on a schedule of

three round trips daily serving as intermediates the communities at Lindsay and Strathmore, using as equipment one seven passenger Chandler automobile which has not yet been purchased.

Applicant relies as justification for the granting of the desired certificate upon the alleged fact that there is no direct railroad line between the points proposed to be served nor is there any stage line operating between Tulare and Lindsay and that parties desiring to go from Lindsay to Tulare must take an indirect route via Exeter and Visalia, a total distance of about twenty-nine miles as against a distance of fifteen miles over the route proposed by applicant. Service is available between Porterville and the intermediate community at Visalia over the existing lines of the Moore Auto Stage Company and the line of the Southern Pacific Railroad.

Witnesses for applicant, engaged in the hotel business in Porterville and Lindsay, testified as to the demand existing for direct stage service over the route herein proposed and that inquiries were frequently received for such service.

This application is protested by the United States Railroad Administration on behalf of its lessor, the Southern Pacific Railroad, and by the J. E. Moore Auto Stage Company, the latter now operating between Visalia and Porterville and also having at the time of hearing on this application an application under submission with the Railroad Commission for authorization of a route between Lindsay and Hanford via Tulare and Goshen Junction.

Witnesses for protestant, Southern Pacific Railroad, testified as to the train service offered by such company and

as to the rates now available over such line. The time required to perform the trip between Tulare and Porterville by rail varies from two hours and seven minutes to two hours and forty minutes as against a time of one hour as proposed by applicant.

A comparison of rates of the Southern Pacific Railroad with those of applicant are as follows:

	<u>Applicant's Rates</u>	<u>Southern Pacific Railroad Rates.</u>
Between Tulare and Lindsay	65¢	1.10
Between Tulare and Strathmore	80¢	1.30
Between Tulare and Porterville	90¢	1.50

J. E. Moore, proprietor of the Moore Auto Stage Line, protests the granting of this application on the basis that same would duplicate a portion of the route over which he is now authorized to operate, such portion being between Porterville and Lindsay, and that he now has an application under submission for decision by this Commission.

Since the hearing on this application the Commission has by its Decision No.            on Application No. 4244 authorized the operation by J. E. Moore of an automobile stage line between Lindsay and Hanford via Tulare and by the granting of such application the demands of the public desiring transportation between Porterville and Tulare will be met by the ample facilities of the Moore Auto Stage Company, such company operating a large number of Packard automobiles.

After careful consideration of all the evidence in this proceeding and of the fact that an established transportation company operating under the authority of this Commission has received a certificate of public convenience and necessity enabling it to serve the same territory as that herein proposed

by applicant, we are of the opinion that the public convenience and necessity will be better served by the commodious equipment of the Moore Auto Stage Line than by the single car of limited seating capacity proposed to be operated by applicant herein. There is no evidence before the Commission which would indicate that the demands of traffic over the route herein sought are such that same can not be satisfactorily met by the already authorized line of the Moore Auto Stage Company and the present application should therefore be denied.

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity do not require the operation by Joseph G. Schroepler of an automobile stage line as a common carrier of passengers, baggage and packages between Tulare and Porterville, and intermediate points and,

IT IS HEREBY ORDERED that this application be and the same hereby is denied.

Dated at San Francisco, California, this 5<sup>th</sup> day of February, 1920.

Edwin O. Edgerton  
H. W. Loveland  
Frank S. Belcher  
H. B. Anderson

Commissioners.