

ORIGINAL

Decision No. 2082

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of)
A. R. G. BUS COMPANY, a corporation,)
for permission to sell, and of O. R.)
FULLER to acquire, all of the)
franchises, operating rights, and)
permits of A. R. G. BUS COMPANY, a)
transportation company.)

Application No. 5290.

BY THE COMMISSION:

O R D E R

A. R. G. Bus Company, a corporation, and O. R. Fuller have petitioned the Railroad Commission for an order approving the transfer of the operative rights of a certain stage line between Los Angeles and San Diego and intermediate points; applicant, A. R. G. Bus Company, desiring to sell and transfer and applicant, O. R. Fuller, desiring to purchase, acquire and hereafter operate said stage line.

The rights and privileges, transfer of which are herein proposed, are those acquired by applicant, A. R. G. Bus Company, by reason of operation in good faith on May 1, 1917 and continuously up to the present time, May 1, 1917 being the date recognized by the Legislature in the passage of Chapter 213, Laws of 1917, as that upon which operators in good faith were not required to secure a certificate of public convenience and necessity from the Railroad Commission nor permits from the governing bodies of the various political subdivisions through which a route passed.

The proposed transfer of operative rights is to be

made in accordance with the provisions of a certain agreement and bill of sale, a copy of such instrument being filed with the application in this proceeding.

The route and the operative right thereover, for which approval of transfer is sought, is that heretofore operated by applicant, A. R. G. Bus Company, between Los Angeles and San Diego via the so-called "Coast Highway" serving the intermediate communities at Montebello, Whittier (point on State Highway), La Habra, Fullerton, Anaheim, Santa Ana, Tustin, San Juan Capistrano, Oceanside, La Jolla and Del Mar.

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 to the following conditions:

- I - Applicant, A. R. G. Bus Company, will be required to immediately cancel all tariffs and time schedules now filed with the Railroad Commission, such cancellation to be made in accordance with the provisions of General Order No. 51 and other regulations of the Railroad Commission.
- II - Applicant, O. R. Fuller, will be required to file new tariffs in his own name, or to adopt as his own the tariffs and time schedules as heretofore filed with the Railroad Commission by applicant, A. R. G. Bus Company; all tariffs to contain the same rates as those heretofore filed with the Railroad Commission by applicant, A. R. G. Bus Company.
- 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 by applicant, O. R. Fuller, under the authority contained in this approval of transfer unless such vehicle is owned by said applicant or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 5th day of ~~January~~ February, 1920.

Edwin C. Fitzgerald

H. B. Leland

Francis P. Moran

H. R. Brundage

Commissioners.