ORIGINAL

Decision No. 7328

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of Bort L. Ritchie for an order granting permission to transfer and sell all his rights, title and interest in auto truck line operating between Los Angeles, Venice, Ocean Park and Santa Monica, under the fictitious name of "SERVICE MOTOR EXPRESS", to M. T. Fletcher and Elmer Tremble, and for permission to discontinue his service, and application of L. T. Fletcher and Elmer Tremble for an order grant - ing permission to purchase and operate such auto truck line thereafter.

) APPLICATION NO.5495

By the Commission:

ORDER

Bort L. Ritchio and L. T. Fletcher and Elmer Tremble have applied to the Railroad Commission of the State of California for an order authorizing the sale and transfer of an auto truck line as a common carrier of freight, from Applicant Bort L. Ritchie to Applicants L. T. Flotcher and Elmer Tremble.

The conditions under which the proposed transfer is to be made are incorporated in the application in this proceeding and the rights now held by applicant Bort L. Ritchie are those ob tained by reason of operation prior to May 1, 1917, and continuously since such date, 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 seture a certificate of public convenience and necessity from the Railroad Commission nor permits from the governing bodies of all political subdivisions through which a route operated.

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:

- 1- Applicant, Bort L. Ritchie, will be required to immediately cancel all time and rate schedules now on file with the Railroad Commission, and such cancellation to be made in accordance with the provisions of General Order No.51 and other regulations of the Commission.
- 2- Applicants, L. T. Flotchor and Elmor Tremble, as a partnership, will be required to file tariffs and time schedules in the name of the partnership, or to adopt as their own the tariffs and time schedules heretofore filed by Bert L. Ritchie, all rates to be in accordance with those heretofore filed with the Railroad Commission by Bert L. Ritchie.
- 3- 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.
- 4- No vohicle may be operated by applicants, L. T. Flotcher and Elmer Tremble under the authority conveyed by this approval of transfer unless such vehicle is ewned by said applicants or is leased by them on a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 30 - day of March, 1920.

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