

Decision No. 7442

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of
the Bay Cities Transportation Com -
pany for Certificate of Public Con-
venience and Necessity to operate a
motor truck service between Oakland
and Haywards, San Leandro and San
Lorenzo, and between Oakland and
Richmond, Stege, Pullman, El Cerito
and Albany.

APPLICATION NO. 5452

James A. Ballentine, for applicant.
Harry A. Encell, for Oakland-San Jose Express Co.,
Richmond Motor Express Co., and Hayward Motor
Express Co.
Frank B. Austin, for Southern Pacific Co., protestant.
G. E. Baker, for Santa Fe Railway Co., protestant.

By the Commission:

O P I N I O N

The Bay Cities Transportation Company, a corporation,
by this application seeks authority to operate an automobile
freight service between Oakland and Haywards, San Leandro and
San Lorenzo on the one hand and between Oakland and Richmond,
Stege, Pullman, El Cerito and Albany on the other.

The application sets forth that the service is desired
by certain wholesale firms in San Francisco who are jobbing in the
territory and are not satisfied with the accommodations furnished
by the common carriers now covering the territory. The terri-
tory out of Oakland is now served in whole or in part by the
Southern Pacific Company, The Atchison, Topeka & Santa Fe Railway,
the Oakland-San Jose Express Company, the Richmond Motor Express
Company and the Haywards Motor Express Company. These operators
by the testimony of their witnesses described in detail the manner

in which traffic is being handled at the present time and alleged that they were meeting every public demand satisfactorily and urged that the application be not granted.

The applicant's principal witness testified as to having made some investigation of the territory and the tonnage which would probably be secured if the certificate were authorized. Other witnesses testified on behalf of applicant, but they presented no positive facts to show that there was a necessity at this time for the proposed service. The testimony of witnesses for the wholesale grocers indicated that no particular efforts had been made to ship by the truck companies now in operation between Oakland and the points involved.

In view of the fact that the district between Oakland and Hayward is now being served by three railroads and two auto truck companies, and the district between Oakland and Richmond by two railroads and one truck company, and the further fact that applicant has not shown a public convenience and necessity for another line, we are of the opinion that the application should be denied.

O R D E R

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity do not require the establishment of an auto truck line as a common carrier of freight between Oakland and Hayward, San Leandro and San Lorenzo, and between Oakland and Richmond, Stege, Pullman, El Cerito and Albany. by the petitioner herein.

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

Dated at San Francisco, California, this 19th day of April,
1920.

Edwin O. Edgerton

Frank D. Dulin

H. E. Burdick

Livingston Martin

COMMISSIONERS.