

ORIGINAL

Decision No. 7443.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of)	
BLACK TRUCK AND TRANSFER for certificate)	
of public convenience and necessity to)	
operate automobile freight service)	Application
between Bellflower and Los Angeles,)	Number 5035.
California.)	

H. N. Blair, for Applicant.

Frank Karr by G. F. Squires, for Pacific Electric Railway Company, Protestant.

M. Thompson for American Railway Express, Protestant.

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

BY THE COMMISSION:

ORDER

Claude Flack, doing business under the fictitious name of Flack Truck and Transfer, has petitioned the Railroad Commission for an order declaring that public convenience and necessity requires the operation by him of an automobile truck line as a common carrier of freight between Bellflower and Los Angeles.

A public hearing on this application was conducted by Examiner Handford at Los Angeles. ~~xxxxxxxxxxxx~~ The matter was duly submitted and is now ready for decision.

Applicant proposes to charge rates in accordance with a schedule marked exhibit "A" and filed with the application

in this proceeding; to operate on a schedule of one round trip daily, except Sundays.

Applicant has been operating over a route heretofore held by William Lewis, operation having been continuous since May, 1918, at which time applicant acquired the route from Lewis and has continued such operation under the impression that the operative rights heretofore held by Lewis were transferred. Applicant now desires to establish his operative rights in accordance with the statutory law and the regulations of the Railroad Commission.

From the evidence in this proceeding it appears that the service heretofore rendered by applicant and which is a continuance of the service formerly rendered by William Lewis and by him transferred to applicant, is a necessity for the communities along the route covered by the application and we are of the opinion that the application should be granted.

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by Claude Flack, operating under the fictitious name of Flack Truck and Transfer, of an automobile truck line as a common carrier of freight between Bellflower and Los Angeles and intermediate points; provided, however, that the rights and privileges hereby granted may not be transferred nor assigned unless the written consent of the Railroad Commission to such transfer or assignment has first been secured.

IT IS HEREBY ORDERED that no vehicle may be operated under this certificate unless such vehicle is owned by the applicant herein or is leased by such applicant on a contract or agreement on a basis satisfactory to the Railroad Commission.

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

Edwin U. Edgerton

John R. Devine

H. J. Brundage

Dwight Martin

Commissioners.