

Decision No. 7827

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the Matter of the Application
of George D. Curtis and Floyd N. Curtis
for authority to sell and transfer to
W. W. Monk, W. J. Cavitt and J. E. Elkins,
co-partners, their operative rights and
privileges in automobile passenger line
operating between San Jose, Campbell and
Los Gatos and intermediate points.

Application No. 5854.

BY THE COMMISSION:

O R D E R

George D. Curtis and Floyd N. Curtis, co-partners, doing business under the firm name and style of Curtis Bros., and W.W.Monk, W.J.Cavitt and J.E.Elkins, co-partners, have made application to the Railroad Commission petitioning for authority to sell and transfer certain operative rights for the conduct of an automotive passenger service between San Jose, Campbell and Los Gatos and intermediate points, the applicants Curtis Bros., desiring to sell, and applicants, W.W.Monk, W.J.Cavitt and J.H.Elkins desiring to purchase, acquire and hereafter operate said service.

The operative rights herein sought to transfer are those acquired by the applicants, George D. Curtis and Floyd N. Curtis, co-partners, operating under the firm name and style of Curtis Bros., by virtue of their having in good faith operated automotive passenger stage service prior to May 1, 1917 and having in good faith continuously operated since that date.

The transfer of the rights and privileges herein is to be

made upon an agreement set forth in the application in this proceeding.

The Commission is of the opinion that this is a matter in which a public hearing is not necessary and that this application should be granted.

IT IS HEREBY ORDERED that this application should be and the same hereby is granted, subject to the following conditions:

1st- That the applicants, George D. Curtis and Floyd N. Curtis, co-partners, and W.W.Monk, W.J.Cavitt and J. E. Elkins, co-partners, will within twenty (20) days from the date hereof file with the Railroad Commission a written acceptance of the order in this proceeding, subject to the conditions imposed herein.

2nd- That the applicants, George D. Curtis and Floyd N. Curtis, co-partners, operating under the firm name and style of Curtis Bros., will be required to cancel their tariff of fares and charges and time schedule, on file with the Railroad Commission, in accordance with General Order No. 51 and other regulations of the Railroad Commission.

3rd- That the applicants, W.W.Monk, W.J.Cavitt and J.E.Elkins, co partners, will be required to immediately file with the Railroad Commission tariff of fares and charges and time schedule, or will adopt as their own the tariff and time schedule heretofore filed by applicants, George D. Curtis and Floyd N.Curtis, co-partners, doing business under the firm name and style of Curtis Bros., such fares and charges and time schedule to be identical with those heretofore filed by the applicants, George D. Curtis and Floyd N. Curtis.

4th- The rights and privileges of transfer hereby authorized may not again be sold, transferred, discontinued, leased nor assigned, unless the written consent of the Railroad Commission to such sale, transfer, discontinuance, lease or assignment has first been secured.

5th- No vehicle may be operated under this authority for transfer by applicants, W.W.Monk, W.J.Cavitt and J.H.Elkins, co-partners, unless such vehicle is owned by said applicants or is leased by them under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 9th day of July,
1920.

W. J. Crawford
Frank R. Williams
H. H. Brundage
Commissioners.