

Decision No. 7945

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

Pickwick Stages, Northern Division, Inc., )  
Complainant, )

va. )

Carpenter & Littlefield, copartners. )  
Defendants. )

ORIGINAL

CASE NO. 1434.

N. C. Folsom and J. E. McCurdy, for Complainant.  
Hudson, Martin & Jorgensen, by Carmel Martin, for Defendants.  
F. S. Howard, for Southern Pacific Company.

BY THE COMMISSION:

O P I N I O N

The Pickwick Stages, Northern Division, Inc., filed a complaint against Carpenter & Littlefield, copartners, operating a stage line between Salinas and Monterey, setting forth that the defendants refused to concur in a joint through passenger fare between San Francisco and Monterey via Salinas, and petitioning the Railroad Commission to establish joint through fares and divisions. The complainant, Pickwick Stages, Northern Division, Inc., a corporation, is operating under the jurisdiction of the Railroad Commission between San Francisco and Los Angeles via Salinas and intermediate points, and between San Francisco and Portland and intermediate points, and the defendants, Carpenter & Littlefield, are operating a stage service between Salinas and Monterey.

The defendants' answer denied that public convenience and necessity require the establishment of a joint through rate and refused to agree with the complainant in the establishment of a joint through rate on account of the litigants being unable to agree upon a division of such joint through rate and the defendants give as their reason for failing to agree that a rate of less than \$1.00 for the haul between Salinas and Monterey is unreasonable and unjust.

Public hearings in the case were held at Salinas and San Francisco, at which it was stipulated by the litigants that a joint through rate of \$3.75 between San Francisco and Monterey via Salinas would be established and the division of such joint through rate would be determined by the Railroad Commission.

The complainant's regularly established and published fare between San Francisco and Salinas is \$3.15 and the defendants, Carpenter & Littlefield's fare between Salinas and Monterey is \$1.00 per passenger.

The Commission therefore holds that a reasonable division of the joint through rate of \$3.75 between San Francisco and Monterey via Salinas would be based upon a rate pro rate, using as factors the local rate of \$3.15 between San Francisco and Salinas and the local rate of \$1.00 between Salinas and Monterey, thereby accruing 75 per cent of the joint through rate to the line between San Francisco and Salinas, and 25 per cent, or 95 cents, of the joint through rate accruing to the line between Salinas and Monterey.

O R D E R

It is HEREBY ORDERED that the Pickwick Stages, Northern Division, Inc., a corporation, and Carpenter and Littlefield, copartners will be required to establish joint through passenger fare between San Francisco and Monterey via Salinas and to divide the earnings derived from such joint through fare on the basis of \$2.80 accruing to the Pickwick Stages, Northern Division, Inc., a corporation as their portion San Francisco to Salinas, and 95 cents accruing to Carpenter & Littlefield, copartners, as their portion between Salinas and Monterey.

Joint through fare of \$3.75 between San Francisco and Monterey via Salinas must be established by the Pickwick Stages, Northern Division, Inc., a corporation, and Carpenter & Littlefield, copartners, within thirty (30) days from the date of this order.

Dated at San Francisco, California, this 2<sup>d</sup> day of August, 1920.

Edwin O. Edgerton  
Thomas W. ...  
Frank R. ...

Commissioners.