

ORIGINAL

Decision No. 8001

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application)
of Ellis Brown and P.M. Follensbee)
doing business under the fictitious)
name of "Mountain Express" for an)
order granting permission to trans-)
fer and sell all their rights,)
title, and interests in auto truck)
line operating between San Diego and)
El Centro, to B. E. Vreeland, L. S.)
Everts and C.A. Richardson.)

APPLICATION NO. 5938

BY THE COMMISSION -

ORDER

Ellis Brown and P. M. Follensbee, doing business under the fictitious name of Mountain Express, and B. E. Vreeland, L. S. Everts and C. A. Richardson have petitioned the Railroad Commission for an order authorizing the sale and transfer of an auto truck line as a common carrier of freight from applicants, Ellis Brown and P. M. Follensbee, to applicants, B.E. Vreeland, L.S. Everts and C.A. Richardson.

The proposed sale and transfer are to be made in accordance with a memorandum agreement between the applicants hereto, copy of which is attached to application in this proceeding.

The rights and privileges proposed to be transferred are those authorized by a certificate of public convenience and necessity granted by the Railroad Commission in its Decision No. 6830 on Application No. 5085, decided November 13, 1919.

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

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

1- Applicants Ellis Brown and P.M. Follensbee will be required to immediately cancel all tariffs and schedules filed with the Railroad Commission, such cancellation to be in accordance with General Order No.51 and other regulations of the Railroad Commission.

2- Applicants B. E. Vreeland, L.S.Everts and C.A.Richardson will be required to file in their own names tariffs and time schedule or to adopt as their own the tariffs and time schedules heretofore filed with the Railroad Commission by applicants Ellis Brown and P.M.Follensbee, all tariff filings to contain rates in accordance with those heretofore filed with the Railroad Commission by applicants Ellis Brown and P.M.Follensbee.

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 vehicle may be operated under this authorization of transfer, by applicants B.E.Vreeland, L.S.Everts and C.A. Richardson, unless such vehicle is owned by such 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 23^d day of August, 1920.

Edwin C. Egan
H. E. Vreeland
Stanley E. Everts
C. A. Richardson
H. B. Bunting

COMMISSIONERS.