

ORIGINAL

Decision No. 8061.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of E. A. Kuykendall, operating Automobile freight service under Decision Number 7063, between Bakersfield and Los Angeles, California, to change service between Los Angeles and Boquet detour points, viz: Elizabeth Lake, Fairmont and Neenach, from a daily service to once-a-week.

Application Number 5973.

- L. M. Bradshaw for Southern Pacific Company, Protestant.
- George Clark for Bakersfield and Los Angeles Fast Freight Company.
- W. C. Snyder for L. E. Mershon, H. A. Rose, S. D. Mayo and C. T. Mayo.

BY THE COMMISSION:

O R D E R

E. A. Kuykendall has petitioned the Railroad Commission for an order authorizing a change of service on the route authorized under the Commission's Decision No. 7063 on Application No. 4582, (decided January 27, 1920) and covering service as a common carrier of freight between Los Angeles and Bakersfield and certain intermediate points as specifically set forth in such decision.

A public hearing on this application was conducted by Examiner Handford at Los Angeles on August 25, 1920, the matter was duly submitted and is now ready for decision.

No representation was made by the applicant at the hearing either in person or by attorney.

The granting of the application is protested by the Bakersfield & Los Angeles Fast Freight Company and by the Southern Pacific Company it being alleged that public convenience and necessity does not require the service proposed to be rendered by the applicant and that the service over the route heretofore granted applicant under Decision No. 7063 on Application No. 4582 has not been given in accordance with the provisions of such decision and that applicant has operated over unauthorized portions of the highway.

Complaint has been made by the Bakersfield & Los Angeles Fast Freight Company against the alleged illegal operation of applicant and the violation of the order of this Commission granting certificate of public convenience and necessity and the order of the Commission in Case No. 1477; Decision 8051, revoking, cancelling and annulling Decision No. 7063 on Application 4582 is hereby referred to.

A public hearing having been held, the matter being duly submitted and the Commission being fully advised and basing its order on the findings of fact as appearing in the opinion in Case 1477, Decision No. 8051.

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

Dated at San Francisco, California, this 2nd day of September, 1920.

Edwin O. Edgerton
Frank D. M.
Hot B. Boudiege
Dwight Martin
Commissioners.