

MCS

Decision No. 5085

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)	
G. C. SCRIBNER for certificate of	:	
public convenience and necessity to	:	Application No. 5644
operate motor freight and express)	
line between Fresno and Kings River	:	
Bridge, Travers, Goshen and Visalia.)	
	:	
)	

I. P. Aten for Applicant
 Frank B. Austin, C. E. Fleming & P.
 Slater for Southern Pacific Company, Protestant-
 Paul Burks & F. L. Hanna for Atchison, Topeka
 and Santa Fe- Protestant -
 G. S. Reed for American Railway Express-Protestant-

BY THE COMMISSION.

ORDER

G. C. Scribner, doing business under the fictitious name of Valley Express Company, has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of an automobile stage line as a common carrier of freight and express between Fresno, Visalia and intermediate points.

Applicant proposes to charge rates in accordance with a schedule marked Exhibit "A" filed with said application and to operate on a schedule of one round trip daily using as equipment one two-ton Signal Truck, one two-ton trailer and one two-ton auto car.

A public hearing on the above named application was conducted before Examiner Satterwhite on May 13, 1920, the matter was submitted and is now ready for decision.

The Southern Pacific Company, the Atchison, Topeka & Santa Fe Railroad, and the American Railway Express protested the granting of this application.

Applicant testified in support of the application and called no other witnesses. His testimony shows that he has been hauling under contract goods, wares and merchandise for a certain limited number of merchants doing business at various intermediate points along the proposed route.

This evidence shows no doubt that applicant serves the convenience of those merchants as a contract carrier, but it falls far short of showing that public convenience and necessity will be served by the granting of the application.

The protesting rail carriers introduced in evidence their respective tariff and time schedules and also gave testimony to the effect that they were rendering a first class and adequate service to meet all the needs of freight traffic over the proposed line.

After a careful consideration of the testimony, we are of the opinion that the application should be denied.

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity do not require the operation by G. C. Scribner, of an automobilestage line as a common carrier of freight and express between Fresno, Visalia and intermediate points.

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

DATED at San Francisco, California, this - 13th day of September, 1920.

Edwin G. Ely
H. D. Loveland

H. T. Dandridge

Commissioners