

ORIGINAL

Decision No. 8161.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of)
San Francisco and Santa Cruz Trans-)
portation Co., for certificate of)
public convenience and necessity to) Application No. 6009.
operate freight and express service)
between San Francisco and Santa Cruz.)

Ralph W. Hoffman for Applicant.
L. M. Bradshaw for Southern Pacific
Company, Protestant.
Geo. A. Smith for Geo. McCrory,
Protestant.

BY THE COMMISSION:

O R D E R

Ralph W. Hoffman and Frank Paolinelli, partners in business proposing to operate under the fictitious name of San Francisco and Santa Cruz Transportation Company, have petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by them of an automobile truck line as a common carrier of freight and express between San Francisco and Santa Cruz and intermediate points.

A public hearing on this application was conducted by Examiner Handford at Santa Cruz on September 21, 1920, the matter was duly submitted and is now ready for decision.

Applicants propose to charge rates in accordance with a schedule marked exhibit "A" and attached to the application in this proceeding and to operate on a schedule of

three round trips per week using as equipment one Denby truck of three ton capacity.

At the hearing on this application applicants amended same to cover through transportation between San Francisco and Santa Cruz, no service to be rendered to or from any intermediate point.

Mr. Ralph W. Hoffman, one of the applicants, testified as to an investigation made as to traffic possibilities in the establishment of the proposed line and stated that a considerable quantity of eggs moved from the Santa Cruz district to San Francisco. There were also other shipments of leather, fish and merchandise north bound and groceries, merchandise and produce from San Francisco to Santa Cruz. This witness claims that the partnership is in position to add to the equipment and place trailers in service should the demands of traffic so require. Another witness for applicant, who has operated truck service for the past four or five years, is familiar with road conditions between Santa Cruz and San Francisco and also with the egg movement from ^{the} Santa Cruz territory.

This application is opposed by the Southern Pacific Company who claim that adequate facilities at reasonable rates now exist for the transportation of all commodities between San Francisco and Santa Cruz and that the establishment of the proposed service is not necessary. Witnesses testifying in behalf of protestant, Southern Pacific Company, claim that the Southern Pacific Company's freight service is satisfactory and, in their opinion, there is no need for additional service such as is proposed by the applicants.

After careful consideration of all the evidence and exhibits filed in this proceeding, we are of the opinion that applicants have not presented any evidence to the Com-

mission which will justify the granting of the application. There is no evidence before the Commission other than the desire of applicants to enter the business of a common carrier and there was no showing made by merchants or others who would use the proposed service indicating that such is necessary or required by the public and in the absence of such affirmative showing the application must be denied.

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity do not require the establishment by Ralph W. Hoffman and Frank Paolinelli, partners in business proposing to operate under the fictitious name of San Francisco and Santa Cruz Transportation Company, of an automobile truck line as a common carrier of freight and express between San Francisco and Santa Cruz and,

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

Dated at San Francisco, California, this 25th
day of September, 1920.

Edw. J. Coyne
H. S. Lovland
Frank R. Drennon
H. B. Boudreau

Commissioners.