

Decision No. 8289

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BEFORE THE RAILROAD COMMISSION  
OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
E. M. REED and JOHN G. RUGGS, owners  
of the Union Transfer Company of  
Long Beach, for an order granting  
permission to sell and transfer all  
their right, title and interests in  
auto truck freight line operating  
between Long Beach and Los Angeles,  
and intermediate points, to A.M. Myers,  
and application of A. M. Myers for an  
order granting permission to purchase  
and operate such auto truck line.

Application No. 6198.

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BY THE COMMISSION:

ORDER

E. M. REED and JOHN G. RUGGS, copartners, doing business under the fictitious name of "Union Transfer Company," and A. M. Myers have made application to the Railroad Commission for an order authorizing the transfer of certain operative rights and privileges for the conduct of an automobile freight service between Long Beach and Los Angeles and intermediate points, the applicants, E.M. Reed and John G. Ruggs, desiring to sell, and the applicant A. M. Myers, desiring to purchase, acquire and hereafter operate said service.

The rights and privileges, transfer of which is hereby authorized, are those acquired by E. M. Reed, L. C. Hudson and W. B. Hudson by virtue of having operated prior to May 1, 1917.

The rights of L. C. Hudson and W. T. Hudson were subsequently transferred to E. M. Reed on September 26, 1917, and on October 4, 1917, E. M. Reed transferred one-half interest to John C. Ruggs. Chapter 213, Statutes of 1917 not providing for transfer of operative rights, it was necessary to apply for certificate of public convenience and necessity, but owing to applicants not being apprised of this fact, transfers were made without authorization of the Commission.

Those rights and privileges are to be transferred in accordance with an agreement, a copy of which is made a part of this application.

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 hereby is granted, subject to the following conditions:

1.- That the applicants, E. M. REED and JOHN C. RUGGS, copartners, doing business under the fictitious name of "Union Transfer Company," shall immediately cancel all tariffs of rates and charges and time schedules on file with the Railroad Commission, in accordance with the provisions of General Order No. 31 and other regulations of the Railroad Commission.

2.- That the applicant, A. M. MYERS, will be required to file tariff of rates and charges and a time schedule, in his own name, or to adopt as his own the tariffs and time schedules as heretofore filed by applicants, E. M. Reed and John C. Ruggs, all rates to be identical with those filed by applicants, E. M. Reed and John C. Ruggs.

3.- The rights and privileges of transfer which are hereby authorized may not again be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.

4.- No vehicle may be operated under this authority for transfer by applicant, A. M. LYERS, unless such vehicle is owned by him or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 27<sup>th</sup> day of October, 1920.

H. D. Lyeland  
Frank P. Miller  
H. T. Bondage

Commissioners.