

PE

DECISION NO. P533

OFFICE

BEFORE THE RAILROAD COMMISSION
OF THE STATE OF CALIFORNIA

- - -

In the Matter of the Application of)
the DRAYAGE SERVICE CORPORATION and)
AUSTIN FREIGHT AND TRANSPORTATION) Application
COMPANY, to transfer operative rights) No. 6472
as a transportation company, operating)
between San Francisco and Oakland.)

BY THE COMMISSION.

O R D E R

Austin Freight and Transportation Company and Drayage Service Corporation have petitioned the Railroad Commission for an order approving the sale and transfer of certain operative rights for the conduct of an automobile freight line as a common carrier of freight between Oakland and San Francisco, the Austin Freight and Transportation Company desiring to sell, and the Drayage Service Corporation desiring to purchase, acquire and hereafter operate said automobile truck service.

The rights and privileges, transfer of which is hereby authorized, are those claimed by applicant, Austin Freight and Transportation Company by virtue of alleged operations prior

to May 1, 1917.

There is no consideration involved in the transfer of rights and privileges of this automobile truck line, and no value claimed for operative rights.

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 the application be, and the same hereby is, granted, subject to the following conditions:

1. That the applicant, Austin Freight and Transportation Company, will be required to immediately cancel all tariffs and time schedules now on file with the Railroad Commission, such cancellation to be in accordance with the provisions of General Order No. 51, and other regulations of the Railroad Commission.
2. That applicant, Drayage Service Corporation, will be required to immediately file tariffs and time schedules in its own name, or to adopt as its own the tariff and time schedule as heretofore filed with the Railroad Commission by applicant, Austin Freight and Transportation Company, all fares to be identical with those filed by applicant, Austin Freight and Transportation Company.
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 by the applicant, Drayage Service Corporation unless such vehicle is owned it or is leased by it for a specified amount on a trip or term basis, the leasing of equipment not to include the services of a driver or operator. All employment of drivers or operators of leased cars shall be made on the basis of a contract by which the driver or operator shall bear the relation of an employee to the transportation company.

Dated at San Francisco, California, this 11th
day of January, 1921.

H. D. Leonard
Mark K. Kohn
H. K. Sandige
Commissioners.