

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of  
M. A. CASENAVE, operating under the  
name of AMERICAN TRANSFER AND STORAGE  
COMPANY, between San Francisco, Oakland,  
Alameda, Berkeley and other transbay  
points, to sell and transfer all his  
right, title and interest in the above  
named automobile transportation company  
to DRAYAGE SERVICE CORPORATION,

and  
Application of DRAYAGE SERVICE CORPORA-  
TION for an order granting permission  
to purchase all of the right, title  
and interest in the aforementioned truck  
line and to be permitted to operate be-  
tween said points.

ORIGINAL

Application No. 6639.

BY THE COMMISSION:

O R D E R

M. A. Casenave, operating under the name of American Transfer and Storage Company, and Drayage Service Corporation have, under date of March 14, 1921, made application to the Railroad Commission for an order approving the sale and transfer of certain operative rights and privileges for the conduct of an automobile freight service operating as a common carrier of freight between San Francisco, Oakland, Alameda, Berkeley and other transbay points, the applicant, M. A. Casenave, desiring to sell and the applicant, Drayage Service Corporation, desiring to purchase, acquire and hereafter operate said service.

The rights and privileges, transfer of which is hereby authorized, are those acquired by M. A. Casenave, by reason of alleged operations prior to May 1, 1917, the date upon which operators in good faith were not required to procure a certificate of public convenience and necessity from the Railroad Commission.

Transfer of the rights and privileges is to be made in accordance with a bill of sale, copy of which is attached to the application in this proceeding, setting forth the sum of fifteen hundred (1500) dollars in cash and capital stock to the amount of four thousand (4000) dollars, par value, to be paid for equipment and operative rights.

The Commission does not herein pass upon the value of the property involved in this proceeding, nor may the purchase price be considered as a basis for rate making purposes.

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 amount paid for the purchase of the property shall not be considered as a measure of value of said property before this Commission or any other authority, for rate fixing or any purpose other than the transfer herein referred to.

2. That the applicant, M. A. Casenave, 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.

3. 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 schedules heretofore filed with the Railroad Commission by applicant M. A. Casenave, all fares to be identical with those filed by M. A. Casenave.

4. The rights and privileges of transfer which are hereby authorized may not again be discontinued, sold, leased, transferred or assigned unless the written consent of the

Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.

5. No vehicle may be operated by applicant, Drayage Service Corporation unless such vehicle is owned by 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 of the transportation company.

Dated at San Francisco, California, this 17<sup>th</sup> of  
March, 1921.

Frank D. Doherty  
H. D. Loveland  
Orisay Martin

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Commissioners.