

Decision No. 9025

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.
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In the Matter of the Application of)
William Allen for a Certificate of)
Public Convenience and Necessity to)
operate a passenger and express ser-)
vice between Santa Maria and Orcutt,)
California.)

Application No. 6796.

ORIGINAL

BY THE COMMISSION:

O R D E R

H. A. Webb and William Allen have made application to the Railroad Commission for authority to sell and transfer certain operative rights for the conduct of an automotive passenger and package stage service between Santa Maria and Orcutt, Applicant H.A. Webb desiring to sell and Applicant William Allen desiring to purchase, acquire and hereafter operate said service. The operative rights herein sought to transfer are those held by applicant Webb by virtue of his having operated said service prior to May 1, 1917, at which time Chapter 213, Statutes 1917, became effective, and has in good faith continued to operate said service.

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 of H.A. Webb, approving the sale and transfer of the operative rights, title and interest of an automotive passenger and package stage service be-

tween Santa Maria and Orcutt to William Allen be and the same are hereby granted, subject to the following conditions:

1- That the applicant, H.A. Webb will be required to immediately cancel all tariffs and time schedules now on file with the Railroad Commission, such cancellations to be in accordance with the provisions of General Order No. 51 and other regulations of the Railroad Commission.

2- That applicant, William Allen, will be required to immediately file tariff and time schedule, in duplicate, in his own name, or to adopt as his own the tariffs and time schedules heretofore filed with the Railroad Commission by applicant, H.A. Webb, all rates to be identical with those filed by applicant, H. A. Webb.

3- The rights and privileges of transfer hereby authorized may not 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, William Allen, unless such vehicle is owned by him or is leased by him for a specified amount or 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.

5- The purchase price shown in this proceeding shall at no time be used as a basis for rates, either before this Commission or any other regulatory body.

Dated at San Francisco, California, this 28th day of May, 1921.

H. B. Rindge

H. D. Loveland

D. J. Martin

Chas. H. Bowen

J. H. Smedley

Commissioners.