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Decision No. 7326

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)
HARRY GAETA and JOSEPH HELD for the)
approval of a certain agreement.)

Application No. 7046

ORIGINAL

BY THE COMMISSION,

ORDER OF DISMISSAL

In this proceeding Harry Gaeta and Joseph Held have applied to the Railroad Commission for approval of an agreement whereby applicant Gaeta proposes to sell and applicant Held to purchase the right to operate a so-called run between Oakland and San Jose.

The applicants herein each own operative rights permitting the operation of automobile stage service between the cities of Oakland and San Jose, such rights originating by the fact that they were each operating in good faith prior to May 1st, 1917, and have continuously operated since such date. The proposed agreement resulting in re-arranging the time under which they shall operate their individual schedules is not a matter which requires the formal approval of this Commission, nor is any consideration such as is proposed in the agreement submitted considered necessary, each party possessing operative rights which permit the establishment of such schedules as traffic requirements appear to justify.

IT IS HEREBY ORDERED that the above entitled application be, and the same hereby is dismissed.

Dated at San Francisco, California, this 5th day of August, 1921.

[Handwritten signatures]

Commissioners.