

Decision No. 9342

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
A. C. BISHER for a certificate of
public convenience and necessity to
operate automobile truck freight
service between Ramona, California,
and Escondido, California.

Application No. 5413.

H. V. Mather for Applicant.

BY THE COMMISSION.

O P I N I O N

A. C. Bisher hereby applies for authority to operate automobile truck freight service between Ramona and Escondido, San Diego County.

A public hearing upon the application was held by Examiner Westover at San Diego.

Mr. Bisher now operates a line between San Diego and Ramona direct, a distance of about 38½ miles. He wishes to extend his service a distance of 17½ miles between Ramona and Escondido, the present terminal of the Santa Fe branch line, connecting with its main line at Oceanside. He proposes to operate one round trip per week on Wednesday, using a one ton Ford truck, at a rate 5¢ per hundred lower than his present rate between San Diego and Ramona.

This application was previously set for hearing May 12, 1920, and again November 17, 1920. On each of those occasions, applicant's counsel asked that the matter go off the calendar to afford opportunity to present testimony other than that of applicant

to show a public need for the service.

The fact that such additional testimony was not presented when the matter was finally submitted on the testimony of applicant alone suggests inability to find other testimony bearing on the question of public need. A showing of a mere desire of applicant to serve is not sufficient proof of public necessity and convenience to justify granting such authority.

ORDER

A public hearing upon the above entitled matter having been held, the matter being submitted and ready for decision, and applicant having failed to show that public necessity and convenience require the service which he proposes to give,

IT IS HEREBY ORDERED that the application be and it is hereby denied.

Dated at San Francisco, California, this 10th day of August, 1921.

H. B. Brundage
H. D. Tolson
James Watson
Charles H. Luce
J. W. Bennett
Commissioners.