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Decision No. 9402

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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**ORIGINAL**

In the Matter of the Application of CHARLES R. LUSBY to sell and of J. H. LORD to purchase and operate a certain automobile stage line at present being operated between PASADENA and POMONA.

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Application No. 7107  
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BY THE COMMISSION,

ORDER

In this proceeding Charles R. Lusby has made application to the Railroad Commission for an order authorizing him to sell and J. H. Lord for an order authorizing him to purchase and operate a certain automobile stage line known as the Pasadena-Pomona Stage Line at present used for the transportation of passengers and baggage between Pasadena and Pomona serving as intermediate points LaVerne, San Dimas, Glendora, Azusa and Monrovia, but not rendering service locally between Pomona and LaVerne and San Dimas, nor locally between Monrovia, Azusa and Glendora.

The operative rights herein proposed to be transferred were originally acquired by S. C. Hamilton and Charles R. Lusby under Decision No. 8602 dated January 26, 1921. Under Decision No. 8537 dated January 11, 1921, S. C. Hamilton was authorized to transfer his one-half interest in such operative rights to J. H. Lord.

The consideration to be paid for the property herein proposed to be transferred is given as the sum of \$3,250.00 of which amount \$250.00 represents the claimed value of the operative rights and good will and the sum of \$2,965.00 the actual present value of the interest in the equipment proposed to be transferred.

Applicants state in their petition that the transfer herein proposed will in no way adversely affect the traveling public using this route and that the proposed purchaser will continue to render service as heretofore in accordance with the tariffs and time schedules at present on file with the Railroad Commission.

It appearing to the Commission 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 above entitled application be, and the same hereby is granted subject to the following conditions:

1. That the consideration to be paid for the property herein authorized to be transferred shall never be urged before this Commission or any other rate fixing body as a measure of value for rate fixing or any other purpose other than the transfer herein authorized.

2. That applicants Charles R. Lusby and J. H. Lord 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 J. H. Lord 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 applicants Charles R. Lusby and J. H. Lord, all rates and time schedules to be identical with those filed by applicants Lusby and Lord.

4. That the rights and privileges herein authorized to be transferred 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.

5. That no vehicle may be operated by the applicant J. H. Lord, unless such vehicle is owned by said applicant or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 23<sup>rd</sup> day of August, 1921.

*H. B. ...*  
*H. B. ...*  
*James ...*  
*Charles ...*  
*J. H. ...*  
2. Commissioners.