

Decision No. 9644

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of
M. R. PAYTON for certificate of public
convenience and necessity to operate
freight truck service between Los Angeles,
Mojave, Cinco, Lone Pine, Bishop, and
certain intermediate points.

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Application No. 7267.
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BY THE COMMISSION,

ORDER

In this proceeding, filed on October 19, 1921, M. R. Payton, applies to the Railroad Commission for a certificate of public convenience and necessity authorizing the establishment of automobile freight service between Los Angeles and Mojave, and Cinco, Red Rock, Dove Springs, Freeman, Indian Wells, Little Lake, Olancho, Lone Pine, Manzanar, Independence, Big Pine and Bishop.

On August 11, 1921, the same applicant applied for a certificate of public convenience and necessity authorizing the establishment of a freight service between the same identical points. A hearing was held upon such application before Examiner Williams on Wednesday, September 7, 1921, at Independence, at which time and place applicant appeared and submitted evidence in support of his application a petition purported to be signed by shippers and merchants at Bishop and other points in the Owens Valley, urging the establishment of the service as proposed. The granting of such application was opposed by both the Southern Pacific Company and the American Railway Express Company. Applicant requested a dismissal of his application and such application was subsequently dismissed under Decision No. 9550, dated September 23, 1921.

In the present application applicant does not set out any additional facts whatsoever as reason for granting his present petition and in fact a comparison of the two applications shows that the application filed on October 19th, 1921, is identical with the application filed by this same applicant on August 11, 1921.

It appearing to the Commission that there is insufficient reason for holding a further hearing upon this matter and that the present proceeding should be denied,

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

Dated at San Francisco, California, this 26th day of October, 1921.

H. H. Ireland
Charles J. Powell
J. J. Pennington
Commissioners