

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of H.A. BOULDIN for certificate of public convenience and necessity to operate freight truck service between Los Angeles and Coachella.

Application No. 7254.

- Hugh L. Dickson, for Applicant
- H.W. Kidd and Rex Hardy, for Coachella Valley Transportation Co., Keystone Express, Vance Truck Line, and Rex Transfer Company, Protestants
- L.T. Fletcher, for Service Motor Express Company, Protestant
- B.J. Cross and L.M. Bradshaw, for Southern Pacific Company, Protestant
- R.C. Gortner and T.J. Day, for Pacific Electric Railway, Protestant
- M. Thompson, for American Railway Express, Protestant
- Paul Burke and E.M. Lacey, for Atchison, Topeka & Santa Fe Railway Company, Protestant
- H.N. Blair, for Hodge Transportation System, Protestant.

BY THE COMMISSION:

O P I N I O N

At a hearing held by Examiner Williams at Los Angeles, applicant herein sought to establish additional freight truck service between Los Angeles and Coachella Valley. The plan of operation was such that only freight from Los Angeles and San Bernardino and points east of San Bernardino would be carried on the east bound service to Coachella, and pick-up and delivery between any points on the west bound trip from Coachella to Los Angeles. The route to be followed was the Valley Boulevard to Bloomington, thence by way of Rialto and the Foothill Boulevard to San Bernardino and Redlands, and from Redlands by the Roosevelt

Road and the State Highway to Banning, Beaumont and Coachella.

Applicant produced as witnesses his two sons. They testified that they had been hauling freight from San Bernardino and Riverside to Coachella and return, at least twice weekly for some time, and had thus discovered available tonnage for transportation which other carriers were not hauling. Each admitted that the operations had been without legal authority from this Commission, but explained they believed a certificate unnecessary. As the sons are equally applicants with the father, being co-partners of him, and no other testimony being offered in support of the application except a petition signed by sixteen (16) merchants and shippers in the Coachella Valley, applicant was advised at the hearing that his showing failed to meet the requirements of the Commission. Having no other witnesses, further hearing was deemed futile and protestants were not required to submit evidence.

Applicants are charged by the law and the rules of this Commission to produce reasonable, disinterested evidence of the necessity of the service to the public. The testimony of those proposing the operation is seldom sufficient, even in isolated cases, to justify granting a certificate, and certainly cannot be where the field is already occupied, as in this instance, by numerous carriers of all classes. On a showing such as made by applicant, it would be a waste of time to require protestants to submit evidence to resist the application.

ORDER

IT IS HEREBY ORDERED BY THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA that public necessity and convenience do not require the operation by H.A. Bouldin, applicant herein, of freight truck service between Los Angeles and Coachella, and that the application herein be and the same is hereby denied.

Dated at San Francisco, California, this 26<sup>th</sup> day of November, 1921.

H. A. Bouldin  
H. A. Bouldin

Charles H. Lane  
W. J. Smith  
Commissioners.