

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
L. G. MARSHALL and I. RICHARDSON for)
certificate of public convenience and)
necessity to operate a through stage)
service between Willits, California)
and Santa Rosa, California.)

Application No. 7203.

ORIGINAL

Harry A. Gee for Applicant.
Devlin and Brookman by Frank D. Devlin
for Birch Auto Stage Co.
R. W. Palmer and J. J. Geary for North-
western Pacific Railway Co.
Casey and Lambert by Mr. Lambert for
stage line operating between Healds-
burg and Cloverdale.
A. S. Weston for the American Railway
Express.
F. M. Todd for stage line operating be-
tween Ukiah and Willits.

BY THE COMMISSION.

O P I N I O N

L. G. Marshall has petitioned the Railroad Commis-
sion in accordance with his application amended at the hear-
ing, for an order declaring that public convenience and neces-
sity require the operation by him of an automobile stage line
as a common carrier of passengers between Willits and Santa
Rosa and intermediate points, save and except points between
Santa Rosa and Healdsburg.

A public hearing on this application was conducted
before Examiner Satterwhite at Santa Rosa on November 23d,
1921, the matter was submitted and is now ready for decision.

Applicant proposes to charge rates and to operate on
a time schedule in accordance with Exhibits "A" and "B" attached

to said application, using as equipment two fifteen passenger White automobiles.

Birch Auto Stage Company, Northwestern Pacific Railway Company, Casey and Lambert, American Railway Express and F.M. Todd protested the granting of this application.

Applicant offered no testimony in support of his application, except his mere desire to operate said proposed service. He has never received a single request from any person to inaugurate this service and has at no time made any investigation of the necessity thereof with the exception of making one or two casual trips over a portion of the proposed route.

This Commission has frequently held that the desire of an applicant to institute a transportation service is not a measure of public necessity and convenience.

ORDER

A public hearing having been held in the above application, the matter being submitted and now ready for decision,

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity do not require the operation by L. G. Marshall of an automobile stage line as a common carrier of passengers between Willits and Santa Rosa and intermediate points, and

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

Dated at San Francisco, California, this 3d day of December, 1921.

H. B. Burdick
H. D. Loveland
J. S. Martin
W. J. Jones
J. J. Dennis
COMMISSIONERS.