

Decision No. 9857

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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ORIGINAL

In the Matter of the Application of)
 A. DUNHAM, for certificate of public)
 convenience and necessity to operate :
 an auto stage line for the transporta-)
 tion of passengers and property, for compen-) Application No. 7331
 sation, between Sausalito, Marin County,)
 California and Napa, Napa County, California :
 and intermediate points.)

BY THE COMMISSION,

ORDER

In the present application A. Dunham petitions the Railroad Commission for a certificate of public convenience and necessity authorizing the operation of an automobile stage line as a common carrier of passengers and parcels between Napa, Napa County, California, and Sausalito, Marin County, California and intermediate points, including Corte Madera, Larkspur, San Anselmo, San Rafael, Ignacio, Black Point and Shellville. Applicant states that he does not desire or propose to carry passengers or parcels between Shellville and Sausalito and intermediate points.

On October 28, 1921, the Railroad Commission issued its Decision No. 9663, in Application No. 6562. In such application the same applicant, A. Dunham, applied for a certificate of public convenience and necessity authorizing the operation of an automobile stage line as a common carrier of passengers and parcels between San Francisco and Sacramento, via Sausalito and Napa. This application was later amended by stipulation after the hearing to include only Sausalito and Napa and intermediate points with the same restrictions as to the intermediate points as are contained in the present proceeding.

In the decision above mentioned the Commission said on page 4 thereof:

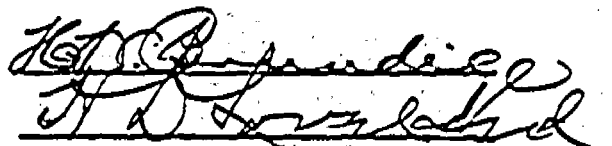
"There is no evidence before the Commission in this proceeding that would justify the granting of the certificate on the basis of the territory as now sought after the various amendments and stipulations of applicant are considered and the Commission cannot, in the absence of affirmative testimony, grant the certificate as herein sought."

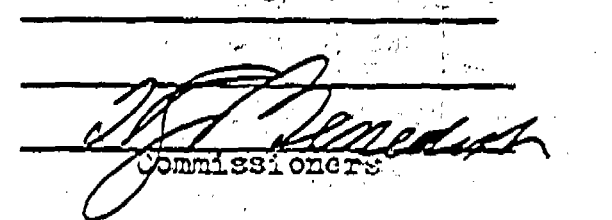
The above quotation applied to the same territory over which applicant now seeks a certificate of public convenience and necessity and in his statement giving reasons upon which he relies as justification for the granting of the present application applicant fails to present any additional facts whatsoever, such statement merely containing a paragraph to the effect "that the proposed service will afford a direct and expeditious means of transportation between points between which no transportation lines are giving a direct service, and that public necessity and convenience require the operation of said line."

In view of the fact that no additional reasons are advanced by applicant and further that a similar application by the same applicant was denied approximately twelve days previous to the filing of the present proceeding, we are of the opinion that this is a matter in which a public hearing is not necessary and that the present application 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 10th day of December, 1921.




Commissioners