

Decision No. 26269 .

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of SOUTHERN CALIFORNIA TELEPHONE COMPANY, a corporation, for an order of the Railroad Commission of the State of California, granting it a certificate that public convenience and necessity require the exercise by it of the rights and privileges conferred upon it under the franchise granted it by the City Council of the City of Escondido by Ordinance No. 293 on the 7th day of March, 1933.

ORIGINAL

Application No. 19962.

James G. Marshall, for Applicant.

BY THE COMMISSION:

O P I N I O N

In this proceeding Southern California Telephone Company requests the Railroad Commission for an order granting it a certificate that public convenience and necessity require the exercise by it of the rights and privileges conferred upon it under the franchise granted by the City Council of the City of Escondido by Ordinance No. 293 on the 7th day of March, 1933.

A hearing in the application was held before Examiner Fry in San Francisco, on August 14, 1933, when the matter was submitted for decision.

Applicant is now, and for many years past has been, engaged in a general telephone and telegraph business in the City of Escondido and elsewhere in Southern California. Mr. Marshall, attorney for applicant, stated that the acquisition of the certificate requested would not affect the rates or rules and

regulations of applicant's service in the City of Escondido. Counsel stipulated that Southern California Telephone Company would never claim or urge in any rate proceeding before the Commission any value for said franchise No. 293 greater than One hundred twenty-five dollars (\$125.), which was the amount paid therefor.

No objection was made to the granting of the application, which appears to be in the public interest.

O R D E R

Southern California Telephone Company having requested the Railroad Commission for an order granting it a certificate that public convenience and necessity require the exercise by it of certain rights and privileges conferred on it by Ordinance No. 293 on the 7th day of March, 1933, by the City of Escondido, a copy of said ordinance having been filed with the application, a public hearing having been held, the matter having been submitted for decision,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA hereby declares that public convenience and necessity require the exercise of the rights and privileges granted under said franchise, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be and the same is granted to Southern California Telephone Company authorizing the exercise by it of the rights and privileges granted it by the City Council of the City of Escondido by Ordinance No. 293, dated March 7, 1933.

The authority herein granted is subject to the condition that:

Southern California Telephone Company shall never claim

or urge any value for said franchise No. 293 greater than One hundred twenty-five dollars (\$125.), which is the amount paid therefor.

For all other purposes the effective date of this order shall be twenty (20) days from and after the date hereof.

Dated at San Francisco, California, this 21st day of August, 1933.

Ch. Jensen
Leon Cullum
W. A. Carr
W. B. Harris
Commissioners.