



until further order. The truck used is the property of Bekins Van and Storage Company, which has acquired the furniture warehouse business of the corporation in Alhambra. The truck visits the former terminal of the company at 774 Crocker Street. Mr. Neiger said this resumption of service was to show good faith and to correct mistakes made innocently when transfers of the right were arranged.

The facts disclosed by the record in Applications Nos. 19206 and 19207 are: The corporation, defendant herein, executed transfer by sale of its operative rights to R.R.

Neiger and A. P. Olmstead January 1, 1933. On March 1, 1933, they executed transfer and sale of the same rights to

L. R. Kagarise. No application for approval by the Commission was made until November 23, 1933. Between January 1, 1933, and January 24, 1934, the corporation conducted no operations under the right possessed. By agreement with Kagarise after March 1, 1933, Neiger and Olmstead made pickup and delivery at Alhambra.

Mr. Neiger urged that the dilemma is the result of poor legal advice and negligent conduct and further urged that the rights be not revoked in view of their resumption by the corporation, of which he is President. It appears, however, that the operation as "resumed" is one trip a day to a terminal not used by defendant for more than a year, and without notice of change to the shipping public, which was last advised that shipments would be handled by the Kagarise operations at a different address. It also appears that this one schedule daily carried no traffic, or only a negligible amount. Defendant was requested to file a statement showing the traffic transported since January 24, 1934. No such statement has been filed and this justifies the assumption that there was none.

Full consideration of the facts adduced justifies the Commission in revoking the rights of defendant and, accordingly, an order of revocation will be issued.

ORDER

IT IS HEREBY FOUND that Alhambra Transfer and Storage Company, a corporation, has abandoned its operating rights for the transportation of freight between Alhambra and Los Angeles, established by operation in good faith prior to May 1, 1917, and

IT IS HEREBY ORDERED that all rights for the transportation of property heretofore created by defendant herein, between Alhambra and Los Angeles, be and the same hereby are revoked and annulled and no further operations may be conducted thereunder; and

IT IS HEREBY FURTHER ORDERED that the tariffs and time schedules now on file with this Commission be and the same hereby are canceled and withdrawn.

Dated at San Francisco, California, this 26th day of February, 1934.

O. L. Lenny

Leon White

M. J. Carr

M. B. Harris

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M. J. Carr  
COMMISSIONERS.