

Decision No. 24072

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
OAKLAND-SAN RAMON VALLEY EXPRESS)
for a certificate of public convenience)
and necessity for the transportation)
of property as a common carrier over) Application No. 18762
public highways between Oakland and)
Concord and intermediate points along)
the routes shown herein.)

Earl Bagby, for Applicant.
H. W. Hobbs, for Southern Pacific Company,
Pacific Motor Transport Company and Pacific
Motor Trucking Company,
R. S. Elliott, for Railway Express Agency, Inc.,
Toland C. Mc Gattigan, for Frank Mc Mann, Jr.
L. N. Bradshaw, for Sacramento Northern Railway
Company and The Western Pacific Railroad
Company.

BY THE COMMISSION -

OPINION

C. A. Bradshaw and D. A. Munro, co-partners under the name of Oakland-San Ramon Valley Express, have petitioned the Railroad Commission for authority to operate an automobile truck line as a common carrier of freight between Oakland, California, and Clayton, Concord, Danville, Diablo, Orinda, Pacheco, Walnut Creek and intermediate points.

Public hearings on this application were conducted before Examiner Satterwhite at Oakland and Walnut Creek, the matter was submitted and is now ready for decision.

The Southern Pacific Company, Pacific Motor Transport Company, Pacific Motor Trucking Company, Railway Express Agency, Inc., Sacramento Northern Railway and The Western Pacific Railroad Company protested the granting of this application.

Considerable oral and documentary evidence was introduced by both applicant and the various protesting carriers.

ORIGINAL

At the time this proceeding was submitted for decision there was pending before this Commission a somewhat similar application , No.18395, by Frank Mc Mann, Jr. for a certificate of public convenience and necessity seeking authority to operate an auto truck service, not only between identical points and into territory named in the instant application, but between many other points not sought to be served by this application. Decision, therefore, in this proceeding has been withheld pending a final determination of the Frank Mc Mann application.

On January 22, 1934, this Commission, after a rehearing of the Frank Mc Mann application, rendered its Decision No.26741, wherein it found and determined that there was no need for any new or additional service between the points proposed to be served by the instant application and that the service of the protesting carriers was adequate to meet the needs of the various communities sought to be served.

After a careful consideration of all the evidence in this proceeding and in view of said Decision No.26741, in Application No.18395, we are of the opinion that this application should be denied.

ORDER

Public hearings having been held in the above entitled application, the matter having been duly submitted, and being now ready for decision,

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

Dated at San Francisco, California, this 23d day of April, 1934.

C. C. Deane
Leon S. Whittell
W. M. Allen
M. B. Davis
W. J. McManis
COMMISSIONERS.