

Decision No. 28628

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Applications of the SANTA FE TRANSPORTATION COMPANY, a California corporation, for certificates of public convenience and necessity to operate an auto passenger service as a common carrier between Los Angeles and San Francisco, etc., and intermediate points; between Los Angeles and San Diego and intermediate points; between Bakersfield and Barstow and intermediate points; and between Los Angeles and the California-Arizona state line, via Needles and intermediate points.

ORIGINAL

Applications as amended

Nos. 20170
20171
20172
20173.

Charles H. Woods, Robert Brennan, John C. Gibson, Gerald E. Duffy, William F. Brooks and McCutchen, Olney, Mannon & Greene, by Allan P. Matthew, for the Applicant.

J. B. Wolf, for the Bay District Property Owners Association.

Rex S. Sawyer and R. E. Crandall, for the Associated Jobbers and Manufacturers of Los Angeles.

Ray L. Chesebro, City Attorney, and Carl I. Wheat, Public Utilities Counsel, for the City of Los Angeles, interested party.

Joseph Miller, by Norman H. Robotham, interested party.

H. C. Lucas and Earl A. Bagby, for Pacific Greyhound Lines, Inc., protestant.

Frank Karr and R. E. Wedekind, for Pacific Electric Railway Company and Motor Transit Company, protestants.

Herbert W. Kidd, for Motor Coach Company, Lang Transportation Company, Moyer's Stages, Westside Stage Co., Bass Lake & Norfolk Stages, Cook Stages, Orange Belt Stages, Kern County Transit Company, Arvin Stage Line, Inland Stages, Peerless Stages and Motor Carriers Association, protestants.

E. J. Foulds and E. W. Hobbs, for the Southern Pacific Company, protestant.

Harry See and Preston W. Davis, for the Brotherhood of Railroad Trainmen, Brotherhood of Railway and Steamship clerks, Freight Handlers, Express and Station Employes; System Federation No. 114 of the Railway Employes Department of the American Federation of Labor, etc., protestants.

Woodward M. Taylor, for the Los Angeles Railway Corporation, interested party.

BY THE COMMISSION:

ORDER DENYING MOTION TO DISMISS AND ORDER DENYING
MOTION TO ABATE APPLICATIONS NOS. 20170, 20171,
20172, and 20173 (said motions having been made by
Pacific Electric Railway Company, a corporation, and
Motor Transit Company, a corporation.)

Pacific Electric Railway Company, a corporation, and Motor Transit Company, a corporation, having filed herein on the second day of March, 1936, Notice of Motion to Dismiss the above numbered applications, together with Notice of Motion to Abate said applications, each of said motions being accompanied by supporting affidavits of D. W. Pontius, President of said moving companies;

And said motions coming on regularly to be heard before Commissioner Ware in the Court Room of the Commission in Los Angeles on the 3d day of March, 1936, at the hour of 10:00 o'clock a. m., and oral arguments having been made at such place on the 3d and 4th days of March, 1936, by counsel representing said moving companies and Santa Fe Transportation Company in the above numbered applications;

And said motions to dismiss and abate being then and there duly submitted to the consideration and ruling of this Commission, and said motions having been given due consideration by this Commission;

IT HEREBY IS ORDERED that the said Motion to Dismiss and the said Motion to Abate of the said Pacific Electric Railway Company, a corporation, and of the said Motor Transit Company, a corporation, be denied and each of said motions hereby is denied.

Dated at San Francisco, California, this 16th day of March, 1936.

W. B. Harris
Leon Whelan
W. C. Carr
W. H. ...
Frank ...
Commissioners.