

N.M.

Decision No. 28103.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Joint Application of
JOHN ENGLAND, Trustee in Bankruptcy of Los
Angeles-Long Beach Despatch Line a corpor-
ation, a bankrupt, to sell, assign and
transfer, and P.L. TRANSPORTATION COMPANY,
a corporation, to purchase and exercise
certain operative rights and privileges to
operate a vessel as a common carrier for
the transportation of property for compen-
sation between points in the State of Cal-
ifornia.

Application No. 20665

ORIGINAL

BY THE COMMISSION:

OPINION AND ORDER

By application filed July 10, 1936 and as amended August 6, 1936, the Commission is requested to make its order "authorizing John England, Trustee in bankruptcy of Los Angeles-Long Beach Despatch Line, a corporation, a bankrupt, to sell its operative rights, franchises and privileges owned by said bankrupt estate and authorize (P.L.) Transportation Company to purchase and exercise those operative rights, franchises and privileges, which rights, franchises and privileges are to operate vessels for the transportation of persons and property for compensation between various points within the State of California as more particularly defined and covered by tariffs which tariffs were filed by Los Angeles-Long Beach Despatch Line and are now on file with the Railroad Commission of the State of California." The application sets forth that on November 8, 1935, the Los Angeles-Long Beach Despatch Line filed a petition in bankruptcy and subsequently was adjudged a bankrupt, that on December 24, 1935, applicant John England was elected trustee in bankruptcy of the bankrupt estate and as such sold and transferred all of the operating rights to the P.L. Transportation Company on July 7, 1936, for the consideration of \$300.00, to be paid upon

receipt of the Commission's authority to the transfer.

In Application No. 20112, our Decision No. 28243, dated September 23, 1935, the Los Angeles-Long Beach Despatch Line was permitted to suspend all its scheduled service between San Francisco, Oakland, Alameda and other ports located on the San Francisco Bay on the one hand and Long Beach, San Diego and other ports in Southern California on the other hand until October 1, 1936.

The P.L. Transportation Company will operate as a common carrier under rates, rules and regulations shown in tariffs of the Los Angeles-Long Beach Despatch Line on file with the Commission.

It appears this is a matter in which a public hearing is not necessary and that the application should be granted.

It should be understood that in the authorization of the application the Commission in no way passes upon the extent of operating rights of the Los Angeles-Long Beach Despatch Line.

IT IS HEREBY ORDERED that the above entitled application be and it is hereby granted, subject to the following conditions:

1. The consideration to be paid for the property herein authorized to be transferred shall never be urged before this Commission or any other rate fixing body as a measure of value of said property for rate fixing or any purpose other than the transfer herein authorized.
2. John England, Trustee in Bankruptcy of Los Angeles-Long Beach Despatch Line, a corporation, a bankrupt, and P.L. Transportation Company, a corporation, shall within twenty (20) days after the effective date of this order, join in supplement to tariff on file with the Railroad Commission in name of Los Angeles-Long Beach Despatch Line, applicant John England on the one hand withdrawing and applicant P.L. Transportation Company on the other hand accepting and adopting as its own such tariff and all effective supplements thereto.
3. The rights and privileges herein authorized to be conveyed may not be sold, leased, transferred nor assigned, nor service thereunder discontinued, unless the written consent of the Railroad Commission to such sale, lease, transfer, assignment or discontinuance has first been secured.

The effective date of this order shall be fifteen (15) days from the date hereof.

Dated at San Francisco, California, this 14 day of September, 1936.

M B Harris

Leon Whidell

M A Cunn

Matthew M. M. M.

James P. M. M.

Commissioners.