

Decision No. 20043

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
C. J. AMOROSA and PATRICK HIGUERA for )  
certificate of public convenience )  
and necessity to operate as a common ) Application No. 20,003  
carrier between the City of San Jose )  
and Alum Rock Park, all in Santa Clara )  
County, California. )

BY THE COMMISSION:

ORIGINAL

OPINION AND ORDER  
REVOKING CERTIFICATE

WHEREAS, C. J. Amorosa and Patrick Higuera, co-partners, operating under the fictitious name and style of San Jose Auto Stage Company, were granted a certificate of public convenience and necessity as an automotive common carrier of passengers between San Jose and Alum Rock Park by Decision No. 28097, dated July 8, 1935, and

WHEREAS, in Application No. 20461, Patrick Higuera sought the approval of this Commission to sell his entire interest in this stage line to Rita Christiansen, and

WHEREAS, after public hearing in this matter, the Commission denied petitioners' request by Decision No. 29783, dated May 24, 1937, and

WHEREAS, in the Opinion of said decision a finding was made that said C. J. Amorosa and Patrick Higuera had abandoned their entire automotive operation in September 1936, and

WHEREAS, an investigation by the Department of Investigation of the Commission disclosed that service has not been resumed, no operation is being conducted by these operators

at the present time and they are not to be found at their place of business in San Jose,

Therefore, we declare that C. J. Amorosa and Patrick Figuera, co-partners, have, in fact, abandoned their automotive common carrier passenger stage service between San Jose and Alum Rock Park and that an order revoking their certificate of public convenience and necessity should be entered.

O R D E R

IT IS HEREBY ORDERED that C. J. Amorosa and Patrick Figuera, co-partners, operating under the name and style of San Jose Auto Stage Company, be and they hereby are declared to have discontinued and abandoned their common carrier automotive service for the transportation of passengers between San Jose and Alum Rock Park and all tariffs and time schedules therefor be and they hereby are cancelled.

IT IS HEREBY FURTHER ORDERED that Decision No. 28097, dated July 8, 1935, be and the same hereby is revoked and annulled.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 1<sup>st</sup> day of

June, 1937.

Leon A. Kelly  
Frank R. Kelly  
Ray & Kelly  
COMMISSIONERS.