

Decision No. 30227

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of PACIFIC GREYHOUND LINES, a)
corporation, for consolidation of)
certificate of public convenience)
and necessity between Los Angeles)
and the California-Arizona State)
Line east of Needles with rights)
heretofore granted applicant.)

ORIGINAL

Application No. 21336

H. C. LUCAS and T. FINKBOHNER, for Applicant.

BY THE COMMISSION:

O P I N I O N

By Decision No. 28606, dated March 2, 1936, on Application No. 19377, and as amended by Decision No. 28627, dated March 16, 1936, Pacific Greyhound Lines was granted a certificate of public convenience and necessity authorizing the automotive transportation of passenger, baggage and express between Los Angeles and a point on the California-Arizona State Line opposite Topock, Arizona, via Pasadena and Barstow and subject to certain restrictions and conditions as more specifically set forth therein.

Among the conditions in said Decision No. 28627 is condition (f) which provides as follows:

"Nothing contained in paragraphs (d) and (e) shall be construed to authorize the consolidation of the operative rights granted by Decision No. 28606 with any or all of the applicant's operating rights over the remainder of applicant's system."

By the instant application Pacific Greyhound Lines requests that this Commission issue its order deleting condition (f) from said Decision No. 28627 so as to provide that the operative rights under the certificate of public convenience and necessity heretofore granted by said Decision No. 28606 as amended by Decision No. 28627 shall be consolidated with the rights heretofore

granted to applicant subject, however, to all other conditions and restrictions contained in Decisions Nos. 28606 and 28627 and further subject to all conditions and limitations heretofore imposed in Decision No. 23244 and decisions supplementary thereto.

A public hearing in this matter was conducted by Examiner McCaffrey in Los Angeles on October 6, 1937, at which time the matter was submitted and is now ready for decision.

Applicant introduced the testimony of a number of witnesses in support of the relief sought including its superintendent of transportation, the district passenger agent of the Company at El Monte, commission agents from Victorville and Barstow, and the assistant agent at Long Beach.

The testimony of these witnesses was generally to the effect that a distinct and definite disadvantage was suffered by patrons of Pacific Greyhound Lines who were prevented, by reason of the restriction herein sought to be removed, from purchasing through tickets from and to points north, west and south of Los Angeles on applicant's system and points on the certificated line involved herein with the exception of San Bernardino. The same difficulty was applicable to the through transfer of baggage and express to and from the points enumerated.

The record shows that almost daily requests were received by all agents for through transportation from points within this area to other points on applicant's system beyond Los Angeles; that it was impossible with this restriction in force for a patron to buy a ticket from Victorville to San Francisco, to name one instance, it being necessary to buy a ticket from Victorville to Los Angeles and then purchase another ticket to San Francisco from Los Angeles. The rates proposed to be assessed will be a full combination of fares to and from Los Angeles as now published in C.R.C. 496 and C.R.C. 485.

No one appeared at the hearing in protest to the granting of this application.

It appears from the record that public convenience and necessity would be subserved by the removal of the restriction herein referred to and the granting of the consolidation prayed for and we are of the opinion that the application should be granted.

O R D E R

IT IS HEREBY ORDERED that the restriction heretofore imposed by condition (f) in Decision No. 28627 be and the same hereby is deleted and declared null and void and of no effect, and

IT IS HEREBY FURTHER ORDERED that the certificate of public convenience and necessity heretofore granted to Pacific Greyhound Lines by Decisions Nos. 28606 and 28627 be and the same is hereby amended to include consolidation with the existing rights of applicant, Pacific Greyhound Lines, as heretofore granted by Decision No. 23244 and decisions supplementary thereto as an extension and enlargement thereof and subject to all conditions and restrictions heretofore imposed thereunder.

IT IS HEREBY FURTHER ORDERED that, save for the elimination of the said restriction (f) heretofore referred to, Decisions Nos. 28606 and 28627 shall remain unchanged and in full force and effect.

The authority herein granted is subject to the following conditions:

1. Applicant shall file a written acceptance of the consolidation herein granted within a period of not to exceed fifteen (15) days from date hereof.
2. Applicant shall commence the service herein authorized within a period of not to exceed thirty (30) days from the effective date hereof, and shall file in triplicate and concurrently make effective on not less than ten days' notice to the Railroad

Commission and the public a tariff or tariffs constructed in accordance with the requirements of the Commission's General Orders and containing rates and rules which in volume and effect conform to the authority herein granted, or rates and rules satisfactory to the Railroad Commission.

3.- Applicant shall file, in duplicate, and make effective within a period of not to exceed thirty (30) days after the effective date of this order, on not less than five days' notice to the Railroad Commission and the public, time schedules covering the service herein authorized in a form satisfactory to the Railroad Commission.

For all other purposes the effective date of this order shall be ten (10) days from the date hereof.

Dated at San Francisco, California, this 18th day of October, 1937.

William H. ...
Leon ...
James R. ...
Harold ...
Ray L. Kelly
COMMISSIONERS.