

Decision No. 32177

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
CHARLES PIERSON SLOCOMBE for per- )  
mission to transfer certificate of )  
public convenience to the PACIFIC )  
WATER TAXI COMPANY. )

**ORIGINAL**

Application No. 21798

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION AND ORDER

By Decision No. 31971 of May 2, 1939, in the above entitled application, Charles Pierson Slocombe, an individual doing business as City Water Taxi Company, was authorized to sell and Pacific Water Taxi Company, a copartnership consisting of E.A. Judd and Ed V. Turner, was authorized to purchase a common carrier operating right for the transportation of persons and property by vessel between Long Beach-Los Angeles Harbor and Avalon, Santa Catalina Island. The transfer was authorized subject to certain conditions relative to the filing of appropriate withdrawal and adoption notices and time schedules. These conditions were not complied with within the time specified, however, and the authority lapsed.

A supplemental application has now been filed seeking a renewal of the authority and acceptance by the Commission of documents filed in attempted compliance with the conditions mentioned subsequent to the date specified in the Commission's order. In support of the supplemental application it is alleged that the failure to comply with the conditions was due to an oversight on the part of applicant's attorney.

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

The documents submitted after the expiration date of the previous authority do not comply with the Commission's rules covering such filings. Consequently applicants will be required to file new withdrawal and adoption notices and time schedules.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the authority granted by Decision No. 31971 of May 2, 1939, be and it is hereby renewed, subject to compliance by applicants with the following conditions:

- (1) Applicant Charles Pierson Slocombe shall, within twenty (20) days after the effective date of this order, unite with applicant Pacific Water Taxi Company, a copartnership, in common supplement to the tariffs on file with the Commission covering service given under the certificate herein authorized to be transferred, applicant Charles Pierson Slocombe on the one hand withdrawing and applicant Pacific Water Taxi Company on the other hand accepting and establishing such tariffs and effective supplements thereto as its own.
- (2) Applicant, Charles Pierson Slocombe, shall, within twenty (20) days after the effective date of this order, withdraw time schedules filed in his name with the Commission and applicant Pacific Water Taxi Company, a copartnership, shall, within twenty (20) days after the effective date of this order, file in duplicate, in its own name, schedules covering the service heretofore given by applicant Charles Pierson Slocombe, which time schedules shall be identical with the time schedules now on file with the Commission in the name of applicant Charles Pierson Slocombe, or time schedules satisfactory to the Commission.
- (3) The rights and privileges herein authorized may not be sold, leased, transferred or assigned, nor service thereunder discontinued, unless the written consent of the Commission to such sale, lease, transfer, assignment or discontinuance has first been secured.

- (4) No vessel may be operated by applicant Pacific Water Taxi Company, a copartnership, unless said vessel is owned by said applicant or is leased by it under a contract or agreement on a basis satisfactory to the Commission. A copy of any such lease or leases must be filed with the Commission.
- (5) The authority herein granted shall lapse and be void if the parties hereto shall not have complied with all of the conditions within the periods of time fixed herein unless, for good cause shown, the time shall be extended by further order of the Commission.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 18<sup>th</sup> day of July, 1939.

Frank D. Brown  
Ray K. Wiley  
H. H. H.  
Justin J. Casens  
Commissioners