

Decision No. 22962

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
CITIZENS TRANSIT COMPANY, a corpora-  
tion, for permission to restrict its  
operations for the transportation of  
express to shipments of 100 pounds or  
less, except on shipments transported  
as an underlying carrier for the Rail-  
way Express Agency, between the cities  
of San Buenaventura and Ojai, California,  
and intermediate points.

ORIGINAL

Application No. 22962

BY THE COMMISSION:

O P I N I O N

In this application, Citizens Transit Company, a corpora-  
tion, requests authority to abandon the transportation of shipments  
of property weighing in excess of 100 pounds each, except as to  
shipments transported as an underlying carrier for Railway Express  
Agency, Incorporated, and for a revocation of the operative rights  
therefor.

The right involved was created by the Commission's Decision  
No. 21780, dated November 12, 1929, on Application No. 16044 and in  
general, authorizes the transportation of passengers and express  
between San Buenaventura and Ojai (Ventura County) and intermediate  
points. The transportation of express is limited to packages weigh-  
ing not in excess of 75 pounds each. Subsequently, by Decision No.  
25792, dated April 3, 1933, as amended by Decision No. 25850, dated  
April 17, 1933, both on Application No. 18718, applicant herein was  
authorized to acquire the operative right created by Decision No.  
21780.

As justification for the authority sought, applicant alleges that its property carrying operations are conducted in connection with its passenger stage service, and such operations consist almost entirely of the handling of small shipments on frequent schedules more or less as an accommodation service. Such service is used principally by merchants desiring the expedited handling of small packages. Service is provided for Railway Express Agency, Incorporated for the handling of its traffic between the points of applicant's certificated operations. The traffic offered, however, is slight. Applicant further alleges that it is rarely called upon to transport shipments weighing in excess of 100 pounds each, and that the revenue derived therefrom is negligible and barely justifies the expense of maintaining the service. Applicant further alleges that the granting of the authority requested will relieve it of the necessity and expense of republishing its tariffs and classifications to comply with the various rate orders of the Commission governing the transportation of property.

This is not a matter requiring a public hearing, and we are of the opinion that the request is in the public interest and it therefore will be granted

#### O R D E R

Good cause appearing,

IT IS ORDERED that Citizens Transit Company, a corporation, is hereby authorized to discontinue the transportation of shipments of property weighing in excess of 100 pounds each, between San Buenaventura and Ojai (Ventura County) and intermediate points, except for property transported for the account of the Railway Express Agency,

Incorporated, and the operative right therefor, created by Decision No. 21780, dated November 12, 1929, is hereby revoked and annulled.

This order is subject to the following conditions:

1. Applicant shall publish and file in its tariff, within thirty (30) days from the effective date hereof, and on not less than five (5) days' notice to the Commission and the public, a cancellation of the rates for the service herein authorized to be discontinued and abandoned.
2. Applicant shall transport no shipments of property weighing in excess of 100 pounds each, and no shipment may be transported except on passenger carrying vehicles, provided, however, that such restriction as to the weight of shipments, shall not apply to shipments transported for Railway Express Agency, Incorporated.

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

Dated at San Francisco, California, this 19<sup>th</sup> day of September, 1939.

Rayburn A. Hefner  
Francis P. Miller  
Ray H. Carey  
H. Baker  
Justin J. Casement  
COMMISSIONERS