

Decision No. 32459

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
BELVEDERE BUS for authority to dis-)
continue operation of an automobile) Supplemental Application
service as a common carrier between) No. 8281.
Tiburon and Tamalpais High School.)

STURGES B. WHITWELL, for Applicant.

BY THE COMMISSION:

O P I N I O N

In this supplemental application Wm. Barr, doing business as Belvedere Bus, requests permission to abandon common carrier service between Tiburon and Tamalpais High School.

A public hearing was held in this matter before Examiner Hall in Belvedere on October 2, 1939, at which time the matter was submitted.

By Decision No. 11187, dated October 31, 1922, Belvedere Bus was granted a certificate of public convenience and necessity for the transportation of passengers, baggage, and express by automobile stage. This certificate gave Belvedere Bus the right to operate between Tiburon, Belvedere, Alto, and Tamalpais High School.

Applicant testified that his business is almost entirely confined to the transportation of school children between the above points and the Tamalpais Union High School. This school haul is conducted under an agreement between the School Board and applicant whereby the Board pays applicant for this pupil transportation. Mr. Barr testified that he has not hauled any passengers other than school children for over a year and that no express matter has been handled for about four years.

Pacific Greyhound Lines operates an automotive stage service

between Tiburon-Belvedere and Sausalito via Tiburon Wye (Alto), but its certificate does not allow the transportation locally between Tiburon-Belvedere and Tiburon Wye.

Applicant stated at the hearing that there is some demand for an "on call" service between the above-mentioned points and requested that he be allowed to carry on such a service between Tiburon Wye (Alto) and Tiburon-Belvedere. It appears, however, that the service requested is in the nature of a taxi service rather than an automotive stage service.

No one appeared at the hearing other than applicant, although appropriate notice was given.

It clearly appears from the record that there is no longer a necessity for public passenger or express service between the points served by Belvedere Bus, and that the amended application should be granted. The following order will so provide.

O R D E R

A public hearing having been held and the matter having been taken under submission

IT IS HEREBY ORDERED that Wm. Barr, doing business as Belvedere Bus, is authorized to abandon his automotive passenger stage service for the transportation of passengers, baggage, and express between Tiburon, Belvedere, Alto, and Tamalpais Union High School, subject, however, to the following conditions:

- (1) Applicant shall notify the public of the abandonment of said service by posting notice for not less than ten (10) days at Tiburon, Belvedere, Alto, and Tamalpais Union High School.
- (2) Within thirty (30) days thereafter applicant shall notify the Commission, in writing, of the abandonment of said service.

- (3) The authority herein granted shall become null and void if not exercised within one year from the date hereof, unless further time is granted by subsequent order.

This Order shall become effective within twenty (20) days from the date hereof.

Dated at San Francisco, California, this 14th day of October, 1939.

Raymond
Francis D. Sullivan
Paul J. Riley
W. H. K. H.
Justus J. Casper
Commissioners