

Decision No: 32544

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of LEE SPEIRS for a certificate of public convenience and necessity to operate an automobile service for the transportation of passengers, baggage and express, as a common carrier for compensation between California - Nevada State Line and Blythe, Calif., and all intermediate points, via Needles, Rice-Vidal Junction and Vidal, Calif., and eastwardly between Rice-Vidal Junction and Vidal, on the one hand, and Whipple, Calif., and all intermediate points, via Earp, Calif., on the other hand.

ORIGINAL

Application No. 19718.

ORDER REVOKING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

WHEREAS, by Decision No. 28486, dated January 6, 1936, on Application No. 19718, Lee Speirs was granted a certificate of public convenience and necessity to operate an automotive service as a common carrier of passengers and property, between California - Nevada state line, north of Needles and Blythe and Whipple and intermediate points, and

WHEREAS, it now appears that said Lee Speirs is not now operating and furthermore has not been operating under said certificate for a period in excess of two years, and

WHEREAS the Commission's Division of Investigation has advised, through its Inspector's field report, that this operation has been abandoned for a period of two years, and

WHEREAS, the abandonment of the above operative right is further substantiated by operator's annual financial reports for the years of 1937 and 1938, filed with the Commission, which disclose

that no transportation service was rendered during those years, and

WHEREAS, Commission records fail to show that the said Lee Speirs obtained authority to discontinue his operating right, as required by condition number four of the order granting the authority to perform the service referred to herein, it appears to be a reasonable conclusion that he has, without authority, abandoned his service. Revocation of this operating right is indicated under these circumstances.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the operative right for the transportation of passengers and property, as an automotive common carrier, heretofore granted to Lee Speirs, between California - Nevada state line, north of Needles and Blythe and Whipple and intermediate points, be and it is hereby declared null and void, and all tariffs and time schedules filed thereunder cancelled.

IT IS HEREBY FURTHER ORDERED that Decision No. 28486 be and it is hereby revoked and annulled.

The effective date of this order shall be ten (10) days from the date hereof.

Dated at San Francisco, California, this 5th day of November, 1939.

Raffaello
Frank D. Dwyer
Ray P. Rice
H. H. H.
Justice J. Coe
COMMISSIONERS