

Decision No. 32756

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
MARINE SERVICE CORPORATION, a corpora-)
tion, to sell and transfer; and of)
MARIN EXPRESS SERVICE, a corporation,)
to acquire certificates of public con-)
venience and necessity, and operative)
rights, issued by this Commission in)
Decision No. 26452, on Application No.)
19133, in so far as said decision per-)
tains to automotive service, and)
Decision No. 30075, on Application No.)
21424, together with motor vehicle)
equipment and furniture, fixtures and)
equipment, in exchange for stock.)

ORIGINAL

Supplemental
Application No. 23177

BY THE COMMISSION:

SUPPLEMENTAL OPINION AND ORDER

On December 27, 1939, the Commission, by Decision No. 32672 on the original application herein, authorized the sale and transfer by Marine Service Corporation, a corporation, to Marin Express Service, a corporation, applicants herein, of the highway common carrier operative rights as set forth in the opinion of said Decision No. 32672.

Likewise, on December 27, 1939, the Commission issued its Decision No. 32677, on Application No. 21442, granting a highway common carrier operative right to Marine Service Corporation authorizing the extension of its then operated service to and including Hamilton Field, Marin County, and intermediate points.

In this supplemental application applicants Marine Service Corporation and Marin Express Service state that it was the intention of said applicants to seek authority to transfer from Marine Service Corporation to Marin Express Service all highway common carrier operative rights, including any right which might be granted by the Commission on said Application No. 21442; that inadvertently applicants

overlooked the fact that said Application No. 21442 was then pending before the Commission; that it was at all times the intention of applicants that any operative rights granted to Marine Service Corporation pursuant to said Application No. 21442 should be included in the sale to Marin Express Service under the original application herein (No. 23177); and that it was further the intention of said applicants that the issue of stock of Marin Express Service as consideration for the transfer should constitute consideration for all highway common carrier operative rights, including any granted pursuant to said Application No. 21442

This does not appear to be a matter in which a public hearing is necessary and the Commission being of the opinion that the authority herein sought is in the public interest it will be granted.

Wherefore, good cause appearing,

IT IS ORDERED that the third paragraph of Decision No. 32678, appearing at sheet 2 thereof, is hereby supplemented by adding thereto the following language:

Also the highway common carrier operative right created by Decision No. 32677, dated December 27, 1939, on Application No. 21442.

IT IS FURTHER ORDERED that said Decision No. 32678 shall in all other respects, except as herein supplemented, remain in full force and effect.

Dated at Los Angeles, California, this 23rd day of January, 1940.

Raymond A. [Signature]
[Signature]
[Signature]
COMMISSIONERS