

Decision No. 31477

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
JOHN C. HASTIE for authority to sus-)	
pend operation of an automobile service)	Supplemental
as a common carrier between Banning,)	Application 22337
California, and Twenty Nine Palms, Cal-)	
ifornia, and intermediate points.)	

ORIGINAL

BY THE COMMISSION:

O P I N I O N

John C. Hastie, an individual and applicant herein, is the operator of a common carrier automotive service for the transportation of passengers, baggage and express ⁽¹⁾ between Banning and ⁽²⁾ Twenty Nine Palms and intermediate points, pursuant to a certificate of public convenience and necessity granted by Decision No. 31477, dated November 28, 1938, on Application No. 22337.

Since the inception of this service applicant has maintained a daily scheduled service throughout the entire year.

By this application Hastie seeks authority to transmute his year-round service into a seasonal operation by discontinuing operations between June 15 and September 15 of each year.

(1) "2. In the transportation of property no package nor article exceeding seventy-five (75) pounds in weight, nor any shipment from one consignor to one consignee in one day exceeding one hundred (100) pounds in weight shall be transported, and all property shall be transported on passenger vehicles only."

(2) "1. No passengers, baggage nor property shall be transported locally between Banning and Whitewater and intermediate points."

As justification for the granting of the suspension authority sought, applicant alleges that the cost of operation during the period above referred to has been far in excess of revenues derived and that such losses have exceeded the profits accruing from the balance of the years operation. He further alleges that if the relief herein sought is not forthcoming the entire operation will be placed in jeopardy, eventually resulting in complete discontinuance of service as he will be unable to continue to stand the loss involved. Further allegations in support of his petition made by applicant reveal that the people of Twenty Nine Palms, in order to assure maintenance of applicant's service to their community during those months of the year when it is of prime importance and definite need, are willing to cooperate with applicant in every way possible and are not adverse to a suspension of service during the period herein delineated.

Under these circumstances this does not appear to be a matter in which the public will be adversely affected and further does not appear to require a public hearing. The application will be granted.

O R D E R

IT IS ORDERED that Decision No. 31477, dated November 28, 1938 be and it is hereby amended by adding thereto the following condition:

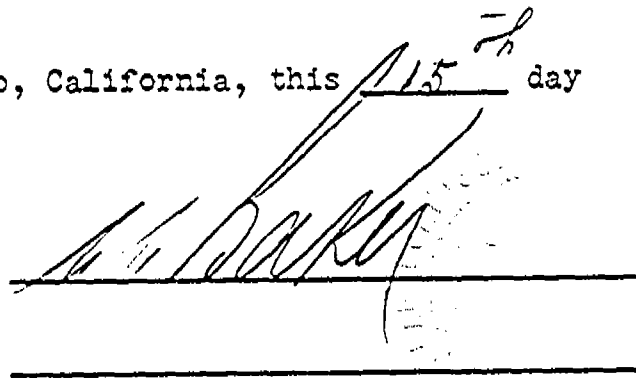
- (3) Service shall be rendered seasonally between the approximate dates of September 15 and June 15 of each year.

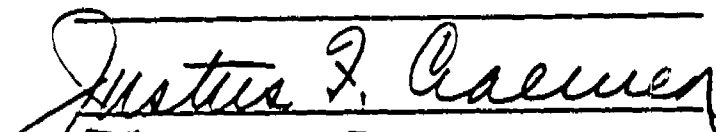

provided that applicant shall within a period of not to exceed thirty (30) days from the effective date of this order and on at least ten (10) days' notice to the Commission and the public,

prepare and file with the Commission in triplicate a supplement to his tariff and a time schedule showing that rates and schedules are effective only between the dates of June 15 and September 15 and provided further that applicant shall, during each and every year of operation, post notices of the suspension of service herein authorized in his buses and at his terminals at least ten (10) days prior to said suspension of service.

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

Dated at San Francisco, California, this 15th day of April, 1941.





COMMISSIONERS