

Decision No. 34890

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Joint Application of)
PACIFIC SOUTHLAND STAGES, INCORPORATED and)
PACIFIC GREYHOUND LINES for authority for) Application No. 24661
Pacific Southland Stages, Incorporated to)
transfer its assets and operative rights)
to Pacific Greyhound Lines.)

BY THE COMMISSION:

O P I N I O N

In the above-entitled application Pacific Southland Stages, Incorporated has petitioned the Commission for an order authorizing the sale and transfer by it to Pacific Greyhound Lines of all its property and assets, including its operative rights for the transportation of passengers and express, in general, between San Diego and the Mexican Border near Tiajuana and intermediate points, subject to all the liabilities and obligations of Pacific Southland Stages, Incorporated and in complete liquidation of said Pacific Southland Stages. Pacific Greyhound Lines has petitioned for authority to purchase and acquire said property and operative rights as an extension and enlargement of its present operative rights and to assume said liabilities and obligations.

By Decision No. 28637, dated March 16, 1936, on Application No. 20360, the Commission authorized Pacific Greyhound Lines, Inc., predecessor in interest of Pacific Greyhound Lines, to acquire and hold all the issued and outstanding capital stock of applicant Pacific Southland Stages, Incorporated. The operative rights proposed to be transferred are those which were created, expanded or modified in the following manner:

By operation of F. A. Sutherland prior to May 1, 1917 and by the following decisions of the Commission:

| | | | | |
|-----------------|--------|-------------|---------------|---------------------------|
| Dec. No. 20697, | dated | January 21, | 1929, | on Appl. No. 15222 |
| " " | 21844, | " | November 30, | 1929, " " " 15993 |
| " " | 23455 | " | March 2, | 1931 " " " 17018 |
| " " | 27198 | " | July 10, | 1934 " " " 19481 19495 |
| " " | 32367 | " | September 26, | 1939 " " " 22985. |

Applicants allege that the granting of the application will result in a simplification of corporate structure; in effecting economies in administration and accounting with no increase in overhead expense being incurred by the transfer; simplification of inter-company transactions and relations with public authorities, state and federal, having jurisdiction over the interested companies. The approval of the transaction contemplated will enable applicant Pacific Greyhound Lines to establish in complete manner the general and uniform operating practices and policies similar to those in existence on the remainder of its system of operation.

In effect there is no competitive operator serving the territory involved herein. While San Diego Electric Railway operates in some communities common to both carriers, appropriate restrictions have been imposed on the operative rights of Pacific Southland to protect operations of San Diego Electric Railway.

After full consideration of this matter the Commission is of the opinion and finds that the request for authority for the proposed transfer is in the public interest and that a public hearing is not necessary. The application will be granted.

O R D E R

Based upon the foregoing opinion and the Commission's finding,

IT IS ORDERED that Pacific Southland Stages, Incorporated is hereby authorized to transfer to Pacific Greyhound Lines the property and operative rights referred to in the foregoing opinion, and Pacific Greyhound Lines is hereby authorized to purchase and acquire said property and operative rights subject to all the liabilities and obligations of said Pacific Southland Stages, Incorporated and to provide service under said operative rights as an extension and enlargement of Pacific Greyhound Lines' present operative rights.

IT IS FURTHER ORDERED that applicants herein shall comply with the Commission's General Orders Nos. 79 and 80 and with Part IV of the Commission's General Order No. 93-A by filing, in triplicate and making effective concurrently, tariffs and time schedules satisfactory to the Commission within sixty (60) days from the effective date hereof and on not less than one (1) day's notice to the Commission and the public.

The effective date of this order shall be December 30, 1941.

Dated at San Francisco, California, this 30th day of December, 1941.

[Signature]
[Signature]
Arthur J. Caswell
Francis R. Havens
[Signature]
COMMISSIONERS