

Decision No. 35430

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
C. M. GORDON to sell and transfer)
and WILLIAM F. & CARLTON S. TANDY,)
d.b.a., Tandy Bros., to purchase and)
operate automobile truck service for)
the transportation of fresh fruits)
and vegetables between Esparto and)
Rumsey on the one hand and San)
Francisco and Oakland on the other.)

Application No. 24816

BY THE COMMISSION:

O P I N I O N

C. M. Gordon has petitioned the Railroad Commission for an order approving the sale and transfer by him to William F. Tandy and Carlton S. Tandy, doing business as Tandy Brothers, of an operating right for the automotive transportation, as a highway common carrier of fresh fruits and vegetables from the territory between Rumsey and Esparto, Yolo County, California, on the one hand, to Oakland and San Francisco, on the other hand; and William F. and Carlton S. Tandy have petitioned for authority to purchase and acquire said operating right and to hereafter operate thereunder, said sale and transfer to be in accordance with an agreement, a copy of which is attached to the application herein and made a part thereof.

The operating right herein proposed to be transferred was originally created by Decision No. 28935, on Application No. 20563, and was granted to K. G. Harris, doing business as Harris Drayage Company.

The instant application alleges that the purchasers, Tandy Brothers, are experienced automotive operators and that they have available ample equipment with which to render the required service.

This does not appear to be a matter in which a public hearing is necessary. The application will be granted.

O R D E R

Based upon the foregoing opinion and the evidence of record,

IT IS ORDERED as follows:

(1) That C. M. Gordon is authorized to sell and transfer the highway common carrier operative rights described in the foregoing opinion to William F. Tandy and Carlton S. Tandy, doing business as Tandy Brothers.

(2) That William F. Tandy and Carlton S. Tandy, doing business as Tandy Brothers, are authorized to acquire the operative rights and property above referred to and to conduct a highway common carrier service commensurate with the authority granted.

(3) That C. M. Gordon and William F. Tandy and Carlton S. Tandy, doing business as Tandy Brothers, comply with General Order No. 80 by filing in triplicate, within sixty (60) days from the effective date of this order and upon not less than five (5) days' notice to the Commission, a withdrawal and adoption

notice as required by said general order.

(4) That William F. Tandy and Carlton S. Tandy, doing business as Tandy Brothers, comply with Part IV of General Order No. 93-A within sixty (60) days from the effective date of this order and upon not less than five (5) days' notice to the Commission and the public.

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

Dated at San Francisco, California, this 2nd day of June, 1942.

Justin F. Caenen
Ray & Rice
Richard Locke
COMMISSIONERS