

ORIGINAL

Decision No. 35433

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of GUY O. DUTTON, an individual, doing business under the style and business name of HARBOR TRANSIT to sell and GUY O. DUTTON and BEN E. NORDMAN, co-partners, doing business under the style and business name of HARBOR TRANSIT to purchase a passenger, express and mail automotive bus service between Silver Strand Beach, Hollywood Beach, Port Hueneme and Oxnard and intermediate points between Silver Strand Beach, Port Hueneme and Oxnard, California.)	
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)	Application
)	No. 24961
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In the Matter of the Application of GUY O. DUTTON and BEN E. NORDMAN, partners doing business under the style and business name of HARBOR TRANSIT, for certificate of public convenience and necessity to operate a passenger, express and mail, automotive bus service, between Oxnard and Port Hueneme and Oxnard and Silver Strand Beach and intermediate points between Oxnard and Port Hueneme and Oxnard and Silver Strand Beach, California)	
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)	Application
)	No. 24962
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BY THE COMMISSION:

O P I N I O N

In Application No. 24961, as above-entitled, Guy O. Dutton requests the Commission to authorize him to sell and transfer to a partnership composed of Guy O. Dutton and Ben E. Nordman, doing business as Harbor Transit, a passenger stage operative right created by Decision No. 34572, dated September 10, 1941. Guy O. Dutton and Ben E. Nordman request the Commission to authorize them to acquire that operative right and hereafter to operate thereunder.

By Application No. 24962, as above-entitled, Guy O. Dutton and Ben E. Nordman, partners, doing business as Harbor Transit, have requested that authority temporarily to suspend operations over Hollywood Boulevard, Lehmann Road, Patterson Road and Pleasant Valley Road, in the area between Hollywood-By-the-Sea and Hueneme be granted

due to the closing of those roads, or portions thereof, by the military authorities. Authority also is sought to establish additional routes of operation between the city of Oxnard and Hollywood Beach, and between the city of Oxnard and Hueneme, in order to provide service to and from the Mira Loma Flying Cadet Training School and more direct service to other military establishments in that vicinity. One-way fares of from 5 to 15 cents are proposed and, in addition, a 20 trip ticket, good for thirty days, will be issued.

In support of the proposed suspension and additional route of operation applicants assert, in substance, that the personnel stationed at the Mira Loma Flying Cadet School require public transportation, and that at the present time no such service is available. They also state that there are other establishments along the proposed additional routes which require immediate public transportation. With respect to the proposed suspension between Hollywood-By-the-Sea and the Port of Hueneme along Lehmann Road, Patterson Road and Pleasant Valley Road, applicants assert that that route has been condemned for public use by public authority. They propose to continue service between Hueneme and Silver Strand Beach, including Hollywood-By-the-Sea, over their present route of operation between Hueneme and Oxnard and thence along the proposed new route from Oxnard to Hollywood-By-the-Sea via the Mira Loma Flying Cadet School.

No other public carrier provides service in the territory served by applicant and it does not appear that a public hearing is necessary. The request appearing to be in the public interest and one for which a present need exists, the application will be granted.

O R D E R

Application therefor having been filed and it appearing that public convenience and necessity so require:

IT IS ORDERED:

(1) That Guy O. Dutton, an individual, is hereby authorized to transfer to Guy O. Dutton and Ben E. Nordman, partners, doing business as Harbor Transit, the operative right created by Decision No. 34572, dated September 10, 1941, and Guy O. Dutton and Ben E. Nordman are hereby authorized to acquire that right and to hereafter operate thereunder.

(2) That applicants Guy O. Dutton and Ben E. Nordman, partners, may temporarily suspend operations between Hollywood-By-the-Sea and the intersection of Pleasant Valley Road and San Pedro Street, over and along Hollywood Boulevard, Lehmann Road, Patterson Road and Pleasant Valley Road, until such route is again made available to public use.

(3) That a certificate of public convenience and necessity is hereby granted to Guy O. Dutton and Ben E. Nordman for the establishment and operation of service as a passenger stage corporation, as defined in section 2½ of the Public Utilities Act, for the transportation of passengers, their baggage and shipments of express weighing not to exceed one hundred pounds on passenger vehicles only, between Oxnard and Hollywood Beach and intermediate points, via Mira Loma Flying Cadet Training School, as an extension and enlargement of the operative right created by Decision No. 34572, in Application No. 24307, subject to the provision that Guy O. Dutton

and Ben E. Nordman, their successors or assigns, shall never claim before this Commission, or any court or other public body, a value for the authority hereby granted in excess of the actual cost thereof.

(4) That in the operation of a passenger stage service pursuant to the transfer of an operative right hereinbefore authorized and pursuant to the certificate hereinbefore granted the following service regulations shall be observed:

1. Applicants shall file a written acceptance of the certificate herein granted within a period of not to exceed thirty (30) days from the effective date hereof.
2. Applicants shall comply with the rules of the Commission's General Orders Nos. 79 and 80 and Part IV of General Order No. 93-A by filing, in triplicate, and concurrently making effective tariffs and time schedules satisfactory to the Commission, within sixty (60) days from the effective date hereof and on not less than five (5) days' notice to the Commission and the public.
3. Subject to the authority of this Commission to modify them at any time by further order, applicants shall provide passenger stage service pursuant to the certificate hereinbefore granted over and along the following routes:

(a) Oxnard to Hueneme via Ventura Road

Beginning at the intersection of Fourth Street and Oxnard Boulevard, thence westerly on Fourth Street to "C" Street, thence southerly along "C" Street to Fifth Street, thence westerly along Fifth Street to Ventura Road, thence southerly along Ventura Road to Hueneme Road, thence westerly along Hueneme Road and Broad Street to Market Street, thence along Market Street to Loudon Street, thence along Loudon Street to Ponomo Street, thence along Ponomo Street to Pleasant Valley Road, thence along Pleasant Valley Road to San Pedro Street, thence southerly along San Pedro Street to Clara Street, thence westerly along Clara Street to Pacific Street, thence along Pacific Street to Main Street, thence along Main Street to Market Street

(b) Oxnard to Silver Strand Beach via Hollywood Beach

Beginning at the intersection of Ventura Road and Oxnard Boulevard, thence westerly along Oxnard Boulevard to Ocean Drive, thence southerly along Ocean Drive to Camarillo Avenue.

4. Applicants shall turn their motor vehicles at termini or intermediate points, either in the intersection of the streets or by operating around a block contiguous to such intersection in either direction and to carry passengers as traffic regulations of the political subdivision may require.

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

Dated at San Francisco, California, this 2nd day of

June, 1942.

Justus F. Casman
By L. Currier

Richard Sadre
COMMISSIONERS