

Decision No. 35855

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
FIALER'S LIMOUSINES, INC. for )  
permission to suspend all of its ) Application No. 25288  
sightseeing operations. )

BY THE COMMISSION:

O P I N I O N

Fialer's Limousines, Inc. has filed an application with the Commission requesting permission to suspend operation of its automobile sightseeing services, heretofore certificated by the Commission.

The request is made in view of the promulgation of an order by the Office of Defense Transportation prohibiting operation of sightseeing buses as a means of affecting conservation of motor equipment for the preferential transportation of troops and materials of war. (General Order O.D.T. No. 10) Amendment No. 2 to said General Order, effective September 10, 1942, reads as follows:

"501.40 Sightseeing service prohibited. No person shall engage in sightseeing service by bus, or shall operate, or cause or permit to be operated, any rubber-tired vehicle propelled or drawn by mechanical power, for hire or under hire, for the primary purpose of permitting any passenger or passengers to see places or objects of general or special interest, whether or not the services of a driver or operator are provided with such vehicle."

By reason of the issuance of the order, as amended, it becomes unlawful for applicant to operate sightseeing trips

or to offer such service to the public. The application to suspend such operation will be granted. A public hearing does not appear to be necessary.

O R D E R

IT IS ORDERED that Fialer's Limousines, Inc. is hereby authorized to suspend, until further order of the Commission, all of its sightseeing service within the State of California and that it file, in triplicate, within thirty (30) days, and upon not less than one (1) day's notice to the Commission and the public, a supplement to its tariff and a time schedule showing the suspension of service as herein authorized.

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

Dated at San Francisco, California, this 13<sup>th</sup> day of October, 1942.

Justus J. Casper  
J. J. Baker  
Francis J. Haveman  
Arthur K. Schaefer  
COMMISSIONERS