

Decision No. 36177

**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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| In the Matter of the Application of )<br>LAGUNA BEACH-SANTA ANA STAGE LINE, )<br>for an order authorizing assignment )<br>of franchise. ) | Application No. 25445 |
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BY THE COMMISSION:

**O P I N I O N**

Laguna Beach-Santa Ana Stage Line, a corporation, now provides a passenger stage service between Santa Ana and Laguna Beach and intermediate points via Newport. The operative right therefor was acquired by the corporation under the authority of the Commission's Decision No. 27900, rendered April 22, 1935, in Application No. 19841. Certain minor modifications of the operative right involved have been made by the Commission's Decision No. 28640, rendered March 16, 1936 and Decision No. 31329, rendered October 3, 1938.

In the application herein considered, it is asserted that S. P. Carr and C. P. Rhinard are the sole owners of all the issued and outstanding capital stock of the corporation. The Commission is requested to authorize the corporation to transfer all of its operative rights and equipment to Carr and Rhinard who request authority to acquire said operative rights and equipment.

No consideration is involved in the proposed transfer. In support of the request it is asserted that the corporate form of organization is cumbersome and expensive and that it appears desirable that said corporation's entire assets be transferred to the owners of its capital stock, Carr and Rhinard, who would

continue the operation as partners under an agreement attached to the application herein marked Exhibit C. Upon the consummation of the transfer, the corporation will be dissolved.

This is not a matter requiring a public hearing. The application appearing to be in the public interest will be granted.

O R D E R

The Commission having considered applicant's request,

IT IS ORDERED:

1. That Laguna Beach-Santa Ana Stage Line, a corporation, is hereby authorized to transfer to S. P. Carr and C. P. Rhinard the operative right acquired by said corporation under authority of the Commission's Decision No. 27900, in Application No. 19841, as modified by Decision No. 28640, in Application No. 20404 and Decision No. 31329, in Application No. 22190, and the equipment used in conducting service thereunder; and that S. P. Carr and C. P. Rhinard are hereby authorized to acquire from said Laguna Beach-Santa Ana Stage Line said operative right and equipment and thereafter to operate thereunder.

2. That applicants herein shall comply with the rules of the Commission's General Order No. 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.

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

Dated at San Francisco, California, this 16<sup>th</sup> day of February, 1943.

Francis P. Havenner  
H. H. H. H.  
Justus F. Cullen  
Richard L. L. L.  
Thomas W. W. W.  
COMMISSIONERS