

Decision No. 36363

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )	
PACIFIC GREYHOUND LINES, a corpor- )	Application No. 23337
ation, for removal of restrictions )	2nd Supplemental
between Quincy and Portola. )	

BY THE COMMISSION:

O P I N I O N

On September 17, 1940, the Commission rendered its Decision No. 33488 in which, among other things, it granted to Pacific Greyhound Lines a passenger stage certificate between Oroville and Portola and intermediate points via Quincy. Thereafter, by Decision No. 33665, rendered November 12, 1940, in the same proceeding, a restriction was imposed prohibiting the transportation of passengers, baggage and express locally "between Portola and Quincy and intermediate points." On December 3, 1940, the Commission rendered its Decision No. 33703 authorizing this service to be operated on a seasonal basis between approximately May 15 and October 1 of each year.

Pacific Greyhound Lines now requests the Commission to remove the restriction prohibiting local transportation between Quincy and Portola and intermediate points. In support of that request applicant alleges as follows:

The restriction in the certificate of applicant to the effect that no passengers, baggage or express may be transported between Quincy and Portola and intermediate points was inserted in order to protect the then existing operations of the Feather River Stage Company performing such service. Your Commission in Decision No. 34767 on Application No. 24272, dated November 18, 1941, authorized the Feather River Stage Company, among other things, to abandon its operations as an automotive common carrier of passengers and property between Quincy and Portola and intermediate points.

With the discontinuance of the service of that company your applicant is providing the only motor bus transportation in the territory between Oroville and Portola and intermediate points. Applicant proposes to operate its seasonal service in the Feather River territory, and that service between Quincy and Portola and intermediate points should be made available for local transportation for those who may require it.

Western Pacific Railroad is the only other carrier serving the points involved. It has indicated that it does not desire to oppose the application.

In our opinion the authority requested is in the public interest and should be granted. The order will so provide. This is not a matter requiring a public hearing.

#### O R D E R

An application therefor having been received and it being hereby found that public convenience and necessity so require:

IT IS ORDERED that the restriction prohibiting the local transportation of passengers, baggage and express between Portola and Quincy and intermediate points, as set forth in Decision No. 33665, rendered November 12, 1940, is hereby deleted therefrom. In all other respects said Decision No. 33665 shall remain in full force and effect.

IT IS FURTHER ORDERED that applicant shall comply with the provisions of 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.

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

Dated at San Francisco, California, this 18<sup>th</sup> day of May, 1943.

Francis A. Havenner  
W. B. Allen  
Justus F. Craven  
Richard H. Halse  
Frank C. Cox  
COMMISSIONERS