

Decision No. 37347

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
LASSEN TRAILWAYS, a California corpo-)
ration for order authorizing transfer) Application No. 26084
of properties to Norman H. Robotham.)

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION

ORIGINAL

By Decision No. 37084, rendered May 31, 1944, in this proceeding, Norman H. Robotham was authorized to acquire from Lassen Trailways, a corporation, an operative right as a passenger stage corporation (as defined by Section 24, Public Utilities Act), and also certain equipment used in conducting the service. Under this operative right Robotham may engage in the transportation of passengers between Marysville and Yuba City. When this decision was rendered, Application No. 26135 was pending before the Commission and awaiting decision. In that proceeding, Lassen Trailways sought authority to extend its passenger stage operations between Olivhurst and Marysville, and between Yuba City and Harter's Station during the fruit packing season, to provide transportation facilities for the employees of certain canneries located at Olivhurst and Harter's Station. By Decision No. 37111, rendered June 6, 1944, in that proceeding, a certificate was granted to Lassen Trailways authorizing the operation of such a service during the current packing season. This service, the order provided, should be deemed an extension and enlargement of the operative right previously granted by Decision No. 34969, rendered January 27, 1942, in Application No. 24492, under which Joseph L. Green and Norman H. Robotham, doing business as Twin Cities Transit were authorized to conduct a passenger stage service between Marysville

(1)
and Yuba City. By the first supplemental application filed herein August 29, 1944, applicant Lassen Trailways requests authority to transfer to Norman H. Robotham the operative right granted by Decision No. 37111.

Under the circumstances shown, the supplemental application will be considered as a request to modify Decision No. 37084 so as to authorize the transfer of both the basic right and the extension as a single consolidated right. The application, accordingly, will be granted. This is not a matter requiring a public hearing.

FIRST SUPPLEMENTAL ORDER

Supplemental application having been filed herein; and the Commission now finding that public convenience and necessity so require,

IT IS ORDERED as follows:

(1) That Lassen Trailways, a corporation, be and it hereby is authorized to transfer to Norman H. Robotham, on or before December 31, 1944, and Norman H. Robotham is hereby authorized to acquire from Lassen Trailways, the operative right as a passenger stage corporation, as defined by Section 24, Public Utilities Act, granted to Lassen Trailways by Decision No. 37111, rendered June 6, 1944, in Application No. 26135, and thereafter to operate thereunder. Said operation shall be conducted as an extension and enlargement of, and it shall be consolidated with the operative right heretofore

(1) The operative right described above was acquired by Lassen Trailways, a corporation, pursuant to Decision No. 35313, dated May 5, 1942, in Application No. 24880. Under Decision No. 37084, it was acquired by Norman H. Robotham.

acquired by Norman H. Robotham pursuant to Decision No. 37084, rendered herein May 31, 1944.

(2) That applicants shall comply with the provisions of General Order No. 79 and Part IV of General Order No. 93-A by filing in triplicate, and concurrently making effective, appropriate tariffs and time tables within sixty (60) days from the effective date hereof and on not less than one (1) day's notice to the Commission and the public.

(3) That in all other respects said Decision No. 37084 shall remain in full force and effect.

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

Dated at San Francisco, California, this 26th day of September, 1944.

Justus J. Craven
Francis L. Haveman
Francis J. ...
James H. ...
COMMISSIONERS