

Decision No. 37818

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of)
A. W. SCHMITT to abandon certificate)
of public convenience and necessity,)
granted under Decision No. 35404,)
dated May 26, 1942, to transport)
passengers between Livermore and)
Wagoner Field and intermediate points.)

Application No. 26621

BY THE COMMISSION:

O P I N I O N

By Decision No. 35404, dated May 26, 1942, A. W. Schmitt, doing business as Livermore Valley Stages, was granted a certificate of public convenience and necessity authorizing the transportation of passengers and baggage between Livermore and Wagoner Field Naval Training Station, and intermediate points, as an extension of an existing passenger right between Livermore and Arroyo Sanitarium and intermediate points.

Applicant now requests that he be permitted to abandon the operative right between Livermore and Wagoner Field, assigning as a reason therefor that the United States Navy operates a free bus service between Wagoner Field and East Bay cities, including Livermore. In addition to this disadvantage, applicant asserts that the naval personnel, stationed at Wagoner Field, has entered into a share-the-ride arrangement whereby they avail themselves of transportation by private passenger cars.

As a result of these conditions, applicant avers that the service cannot be conducted by him without financial loss; hence, his request to abandon the operation.

It appears to the Commission that the circumstances herein involved justify the abandonment of the operative right heretofore granted to applicant, and the order will be in accordance with that conclusion. A public hearing will serve no useful purpose.

O R D E R

IT IS ORDERED that A. W. Schmitt be, and he hereby is, authorized to discontinue and abandon his operation as a passenger stage corporation between Livermore and Wagoner Field and intermediate points as authorized by Decision No. 35404.

IT IS FURTHER ORDERED that the operative right created by Decision No. 35404 be, and it hereby is, revoked and annulled, and all tariffs and time schedules filed thereunder are cancelled.

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

Dated at San Francisco, California, this 24th day of April, 1945.

Harold Anderson
Justin J. Carlson
Richard Kachel
Ernest Clark
Leslie J. Smith
COMMISSIONERS