

Decision No. 37934

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of)
D. MOYERS, for authority to suspend)
operations between Clovis and Mt.)
Owens Range and to have rights re-)
voked between Dos Palos and Eagle)
Field.)

Application No. 26269

BY THE COMMISSION:

O P I N I O N

In the above entitled application, as amended, D. Moyers requests the Commission to authorize him temporarily to suspend his passenger stage operations between Clovis and Mt. Owens Range, a military establishment, until passenger traffic conditions warrant the reestablishment of the service. He also requests the Commission to authorize him to discontinue operations between Dos Palos and Eagle Field and to revoke the operative right therefor.

In justification for the request to suspend service to and from Mt. Owens Range, applicant asserts that he has been informed by the military authorities in command that such range is on a so-called standby basis and that there is no necessity for regular service. However, it is desired that applicant reestablish service at such time in the future that the range is reactivated. This statement is substantiated by a letter of the adjutant of the Headquarters Army Air Base in command of the Mt. Owens Rifle Range.

In justification for the request for authority to discontinue service between Dos Palos and Eagle Field, the application states that the training program at this field was discontinued about the beginning of the present year resulting in a greatly

reduced personnel for which transportation is being provided in equipment owned by the contractor who was engaged in personnel training under a contract with the Army. This is evidenced by a letter attached to the application.

After full consideration of the request of applicant it is our conclusion that we should authorize suspension of the service to and from Mt. Owens Rifle Range for a fixed period of time subject to a provision that it shall be reestablished when there is a public need therefor. There being no further need for the service heretofore authorized between Dos Palos and Eagle Field, such service should be discontinued and the operative right therefor revoked. Such will be the order. No public hearing is necessary.

O R D E R

The above entitled application having been duly considered and the Commission being fully informed therein,

IT IS ORDERED as follows:

(1) That D. Moyers is hereby authorized to suspend operation of passenger stage service between Clovis and Mt. Owens Range and intermediate points, as heretofore granted by Decision No. 36592, until December 31, 1945, provided, however, that at any time prior to said date applicant shall resume service between such points when public convenience and necessity so require. In the exercise of this authority the following service regulations shall be observed:

1. Applicant shall immediately, and on not less than one day's notice to the Commission and the public, supplement his tariffs and time tables to indicate the suspension of service herein authorized.

2. The Commission and the public shall be notified of resumption of service not less than one day prior thereto by the filing of appropriate tariffs and time tables.

(2) That D. Moyers may discontinue passenger stage operation between Dos Palos and Eagle Field and intermediate points and the operative right heretofore granted by Decision No. 35597, in Application No. 25132, is hereby revoked and annulled. Applicant shall immediately file appropriate supplements to his tariffs and time tables showing the discontinuance of operations between Dos Palos and Eagle Field and intermediate points.

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

Dated at San Francisco, California, this 29th day of May, 1945.

Harold C. ...
James J. ...
Richard ...
Francis ...
James ...
COMMISSIONERS