

ORIGINAL

Decision No. 38670

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
LUCIAN GALE WEBB for a license as) Application No. 27094
motor carrier transportation agent.)

LUCIAN GALE WEBB, in propria persona.

Wm. F. BROOKS, for The Atchison, Topeka and Santa Fe Railway Company and Santa Fe Transportation Company, protestants.

A. R. PICKETT, for Pacific Greyhound Lines and Overland Greyhound Lines, protestants.

OPINION

This is an application for a license to engage in the business of a motor carrier transportation agent as defined in the Motor Carrier Transportation Agent Act (Chapter 390, Statutes 1933, as amended). A hearing was held in Los Angeles before Examiner Gannon on November 30, 1945.

Applicant is thirty-three years of age. His occupation for the past three years has been that of a welder, in the employ of the United States Navy, and in private capacities as well. Prior thereto he was employed as a mechanical repairman.

Applicant proposes to operate as such agent from 9500 State Street, South Gate, California. He is presently working as a welder at that address and testified that he daily comes in contact with individuals who inquire for transportation to eastern points, in view of the prevailing difficulty by the regular modes of travel. Two thirds of these requests, he stated, were from military personnel.

Applicant's method of carrying on the business would be similar to that employed usually by the so-called travel bureau

operators. He proposes to register and procure passengers for private car owners who are planning trips to various points and who desire to transport fare-paying passengers to help defray the cost of such trips. He will not deal with car owners or drivers who are regularly engaged in the business of transporting passengers for profit. His fee for such service will be derived from a percentage of the total fares paid, which fee he estimated to be ten per cent.

He has entered into a copartnership arrangement with Helen W. Gasaway for the joint conduct of the business. Helen W. Gasaway appears as a separate applicant in Application No. 27095.

Applicant appears to be a law abiding person who understands the obligations that he will be required to assume as a motor carrier transportation agent and who is prepared lawfully to discharge his duties as such agent.

After due consideration of the facts of record in this matter, the Commission is of the opinion and finds that this applicant should be licensed as a motor carrier transportation agent at the above mentioned address, and accordingly such license will be issued to him.

O R D E R

A public hearing having been held in the above entitled proceeding, evidence having been received, the matter having been submitted and the Commission now being fully advised in the premises,

IT IS ORDERED that Lucian Gale Webb be and he is hereby licensed to engage in the business or act in the capacity of a motor carrier transportation agent, as defined in the Motor Carrier Transportation Agent Act (Chapter 390, Statutes 1933, as amended), only at the following location, to-wit: 9500 State Street, South

Gate, California; to sell, offer for sale, negotiate for, furnish or provide transportation to be furnished by motor carriers, as defined in Chapter 390, Statutes 1933, as amended, subject to the condition, however, that he shall, within sixty (60) days from the date hereof, provide and file with the Railroad Commission a good and sufficient surety bond in the sum of one thousand dollars (\$1000) in accordance with the provisions of Section 8 of said Act and in a form prescribed or approved by the Railroad Commission.

IT IS FURTHER ORDERED that this license shall expire on December 31, 1946, subject to the provisions for renewal prescribed by the Railroad Commission; provided, however, that his license shall be inoperative and of no force or effect during any period when there shall not be in effect and on file with the Railroad Commission for said Lucian Gale Webb a good and sufficient surety bond in accordance with the provisions of said Section 8 of said Act and the rules and regulations of the Railroad Commission.

IT IS FURTHER ORDERED that upon said Lucian Gale Webb filing with the Commission a surety bond as hereinabove provided, the Secretary of the Railroad Commission be and he is hereby authorized and directed to issue and deliver to said Lucian Gale Webb a certificate of the authority granted hereby.

IT IS FURTHER ORDERED that the above described license be issued upon the condition that operations authorized thereunder shall be conducted in accordance with all applicable rules, regulations and requirements relating thereto issued by the Commission under the Motor Carrier Transportation Agent Act (Statutes 1933, Chapter 390, as amended).

The effective date of this order shall be twenty (20) days from the date hereof.

Dated at San Francisco, California, this 13th day of February, 1946.

L. Harold Anderson

Thomas W. Clary

James P. Dineke

Harold P. Hule

COMMISSIONERS