

Decision No. 38673

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Petition of )  
JAMES CLINTON KELLY and THOMAS FRANCIS )  
THOMPSON, co-partners, doing business )  
as RED TOP CAB CO., for an order author- )  
izing the abandonment of passenger stage )  
service for the transportation of passen- )  
gers between Santa Rosa and the Santa )  
Rosa Army Air Field. )

**ORIGINAL**

Application No. 27227

O P I N I O N

J. C. Kelly and T. F. Thompson, partners, doing business as Red Top Cab Co., provide a passenger stage service between Santa Rosa and Santa Rosa Air Support Base and intermediate points as authorized by the Commission's Decision No. <sup>(1)</sup> 35968.

Their application states that they now desire authority to discontinue that service and abandon the operative right therefor. In support of such request, they assert that the Santa Rosa Air Support Base has been declared surplus by the War Department; that the personnel has been substantially reduced by reason of inactivation of the field which is now in process of being abandoned. This is substantiated by a letter from the office of the Commanding Officer of the field attached to the application which states in substance that there will be no need for commercial transportation after approximately the middle of March at the latest date. The application further states that the cost of operating this service has exceeded the revenue.

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(1) Kelly and Thompson also provide a passenger stage service between Santa Rosa and Santa Rosa Naval Air Base as authorized by Decision No. 37683, which is not involved in this proceeding.

The decision which granted the operative right which is proposed to be abandoned contained a provision which reads "the authority herein conferred shall expire 180 days after the cessation of the present hostilities".

After full consideration of applicants' request, it is our opinion that the request of applicants for authority to discontinue service is not adverse to the public interest and should be authorized. Such will be the order.

O R D E R

Good cause appearing,

IT IS ORDERED as follows:

(1) That J. C. Kelly and T. F. Thompson are hereby authorized to discontinue passenger stage service between Santa Rosa and Santa Rosa Air Support Base and intermediate points and the operative right therefor created by Decision No. 35968 in Application No. 25283 is hereby revoked and annulled effective concurrently with the cancellation of tariffs as provided for in paragraph (2) of this order, but such revocation and annulment shall become effective not later than 30 days after the effective date of this order.

(2) That applicants shall file supplements to their tariffs and time tables in triplicate within 30 days from the effective date hereof and on not less than 5 days' notice to the Commission and the public showing the discontinuance of the service as herein authorized.

(3) That public notice of such discontinuance shall also be posted in all vehicles operated between the points involved at least 5 days prior to such discontinuance.

Except as other wise herein provided, the effective date

of this order shall be the date hereof.

Dated at San Francisco, California, this 13<sup>th</sup>  
day of February, 1946.

Harold Anderson

Frank W. Clark

James H. Powell

Harold P. Huls

COMMISSIONERS