

Decision No. 38695

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
MERLE L. TOBIAS, doing business as)
SNOW SHU WINTER TRANSPORTATION)
COMPANY for a certificate of public)
convenience and necessity to operate)
passenger and express service between)
Soda Springs and miscellaneous points)
of winter snowsports activities.)

Application No. 27107
First Supplemental

OPINION AND ORDER

ORIGINAL

Merle L. Tobias, doing business as Snow Shu Transportation Company, requests authority for a temporary suspension of service until April 1, 1946, of passenger stage service between Soda Springs, Sugar Bowl, Ice Lake, The Cedars, The Palisades and intermediate points.

The Commission by Decision No. 38502 issued a certificate to applicant between the points referred to during the snow season from approximately December 15 of each year to approximately April 1 of the following year. The service authorized is provided with special equipment consisting of motor driven snow tractors on skis with attached sleds, as more particularly referred to in the opinion of said Decision No. 38502.

As justification for authority to temporarily suspend service, the application states in substance that the vehicles to be used were being assembled at the Alameda, California, plant of applicant where certain parts, prefabricated elsewhere, were machine-tooled, adjusted and assembled; that among the sub-contractors furnishing such parts was one at Racine, Wisconsin, where certain equipment was being manufactured for delivery to applicant about December 15, 1945; that because of strike conditions

occurring on or about December 6, 1945, the plant of applicant at Alameda and that of the subcontractor at Racine, Wisconsin, were closed and that by reason of such conditions applicant has been, and is still unable to obtain sufficient parts for the completion and assembly of the snow tractor equipment to be used; that despite these conditions applicant has been conducting the service authorized with other types of equipment but by reason of the heavy snows in the area the equipment has not proved capable of properly providing such service. As a result of the described conditions, applicant requests authority temporarily to suspend the authorized operation until April 1, 1946, subject to the provision that if conditions make possible the procuring of and placing into operation of the equipment which applicant planned to use, that such operation may be resumed.

In our judgment the request of applicant is in the public interest and should be granted.

Therefore, good cause appearing,

IT IS ORDERED that Merle L. Tobias is hereby authorized temporarily to suspend until April 1, 1946, the service authorized by Decision No. 38502 provided that such service may be reestablished prior to April 1, 1946, if appropriate equipment is acquired.

IT IS FURTHER ORDERED that applicant shall file appropriate supplements to tariffs and time tables reflecting the authority herein granted.

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

Dated at San Francisco, California, this 19th day of February, 1946.

[Signature]

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COMMISSIONERS