

ORIGINAL

Decision No. 38834

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of CARL E. BROWN for a license as) Application No. 27223
a Motor Carrier Transportation)
Agent.)

CARL E. BROWN, in propria persona

F. W. TURCOTTE, amicus curiae, in behalf of
Railroad Commission

JAMES GUNN, Board of Public Utilities and
Transportation of the City of Los
Angeles, interested party

A. R. PICKETT, Pacific Greyhound Lines,
Overland Greyhound Lines and Santa
Fe Trail Transportation Company

O P I N I O N

This is an application filed by Carl E. Brown for a license authorizing him to engage in the business of a motor carrier transportation agent, as defined in the Motor Carrier Transportation Agent Act (Chap. 390, Stats. 1933, as amended).

A public hearing was held by Examiner Gannon in Los Angeles on March 6, 1946.

Applicant is thirty-eight years of age, and during the past five years, exclusive of three years' service in the Air Corps, has been employed as a mechanic by Bethlehem Steel Company at Terminal Island, and prior thereto followed the business of a real estate broker.

His application states that he had twice been charged with "casual arranging of rides without a license". Upon cross-

examination; he testified that the first of these offenses occurred in 1938; that he was arrested on a charge of violating the Federal Motor Carrier Act; was tried, found guilty and sentenced to seven months in the Federal Prison Camp at Tucson, Arizona. The second offense occurred when he was arrested in Los Angeles in 1941 for violation of the Motor Carrier Transportation Agent Act and paid a fine of \$100.

Applicant further testified that he had no knowledge whatsoever as to how he would conduct the business of a motor carrier transportation agent, should a license be granted to him; nor what approximate fee he would charge for his service. He relied on the hope that the Commission would give him full instructions as to the manner of proceeding; should he be authorized to operate.

On full consideration of the facts of record in this matter; the Commission is of the opinion and so finds that this applicant should not be licensed as a motor carrier transportation agent and the application will be denied.

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 HEREBY ORDERED that the application of Carl E. Brown for a license to operate as a motor carrier transportation

agent at 721 1/2 North Alameda Street, Los Angeles, California, be
and it is hereby denied.

Dated at San Francisco, California, this 9th
day of April, 1946.

Harold Ruden
Justus J. Craven
Wm. W. Curie
Earl H. Powell
Harold Hule
 COMMISSIONERS