

ORIGINAL

Decision No. 38836

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
HERVY HENDERSON CHESNUT for a license) Application No. 27225
as motor carrier transportation agent.)

H. M. DOHERTY, for applicant.

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

O P I N I O N

In this application Hervy Henderson Chesnut requests a license to engage in the business of a motor carrier transportation agent, as defined in the Motor Carrier Transportation Agent Act (Ch. 390, Stats. 1933, as amended). A hearing was held at San Bernardino before Examiner Gannon on March 7, 1946.

Applicant is 41 years of age and owns and operates a one-car taxicab service in the city of San Bernardino, and prior thereto he was engaged in transporting army personnel between the desert camps and Los Angeles.

He testified that he would operate in the customary manner of motor carrier transportation agents by bringing the prospective passengers in contact with the driver or owner of automobiles on a share-expense basis and for casual trips. His brother, Clarence Santee Chesnut, is also applying for a license in Application No. 27224. Both applicants will operate from 207 North Broadway, Santa Ana, California, but there is no partnership or other business arrangement, and each testified that he would operate independently of the other.

After due consideration of the matter the Commission is of the opinion and finds that this applicant should be granted a license as a motor carrier transportation agent, and it will be so ordered.

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 Hervy Henderson Chesnut 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 (Ch. 390, Stats. 1933, as amended), only at the following location, to-wit: 207 North Broadway, Santa Ana, 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 60 days from the date hereof, provide and file with the Railroad Commission a good and sufficient surety bond in the sum of \$1,000 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 Hervy Henderson Chesnut 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 Hervy Henderson Chesnut 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 Hervy Henderson Chesnut 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 (Ch. 390, Stats. 1933, as amended).

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

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

Harold Rudman
Justus F. Cooney
Wm. W. Blair
Spott Swell
Harold A. Kuls
 COMMISSIONERS