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ORIGINAL

Decision No. 38901

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
HAROLD STEPHEN LUNDIE for a license) Application No. 27262
as motor carrier transportation agent.)

JOHN K. HAGOPIAN, for applicant.

O P I N I O N

This is an application of Harold Stephen Lundie for 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). Public hearing in the matter was held at San Francisco by Examiner Gannon on April 15, 1946.

The applicant for the past year and a half has been employed as stock clerk for a large paper manufacturing company in San Francisco. He had previously been engaged in various occupations, principally in the business of reconditioning army oil drums, operating a truck rental agency and as an elevator operator. He is 23 years of age and attended the University of Washington for one and one-half years.

His application states that he proposes "to act as an agent for drivers of private automobiles making casual trips to points within the boundaries of the State of California who wish to carry paying passengers to defray their expenses; and to act as an agent for passengers desiring rides in private automobiles to points within the State."

He testified that he would advertise in the newspapers, and would fix a charge of 1-1/3 cents per mile, 65 percent of which he would pay to the car driver and 35 percent he would retain for himself. His operations will be conducted from 2380 Market Street, San Francisco.

From the facts of record herein we are of the opinion that 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 Harold Stephen Lundie 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: 2380 Market Street, San Francisco, 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 Harold Stephen Lundie 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 Harold Stephen Lundie 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 Harold Stephen Lundie 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 22 day of May, 1946.

Harold Lundie
Justin F. Quisenberry
Frank W. Cane
Earl A. Luce

COMMISSIONERS