

Decision No. 38926

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)  
PHIL THOMAS PRYOR for a license as ) Application No. 27370  
motor carrier transportation agent.)

PHIL T. PRYOR, in propria persona.  
A. R. PICKETT, for Pacific Greyhound Lines, Overland  
Greyhound Lines and Santa Fe Trailways,  
protestants.  
JAMES GUNN, for the Board of Public Utilities and  
Transportation of the City of Los Angeles,  
interested party.

O P I N I O N

On November 13, 1945, applicant filed an application for a motor carrier transportation license which was granted to him in Decision No. 38565<sup>(1)</sup>, following a public hearing on the matter on November 30, 1945. By his failure to provide a satisfactory bond within the time required by the order, said decision and order became inoperative and of no effect, and the license granted will be revoked and annulled.

Under these circumstances, applicant now files a new application, hearing on which was held before Examiner Gannon at Los Angeles on April 18, 1945.

It was stipulated at the hearing that the record made at the first hearing might be considered in evidence in the instant proceeding, inasmuch as only three and a half months intervened between the hearings. Applicant testified that the only change in his situation was the dissolution of the partnership theretofore

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(1) Decision No. 38565, dated December 28, 1945, on Application No. 27092.

existing between applicant and J. O. Cannon. In all other respects the testimony would be substantially the same as at the first hearing.

We find that the application of Phil T. Pryor for a license as motor carrier transportation agent should be granted 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 Phil T. Pryor 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: 1541 North Cahuenga Boulevard, Los Angeles, 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 \$1000 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 Phil T. Pryor 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 Phil T. Pryor 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 Phil T. Pryor 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).

IT IS FURTHER ORDERED that Decision No. 38565, on Application No. 27092, is hereby revoked and annulled.

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

Dated at San Francisco, California, this 17<sup>th</sup>  
day of May, 1946.

Harold C. ...  
Justice F. ...  
Frank W. ...  
Frank D. ...  
Harold P. ...  
COMMISSIONERS