

**ORIGINAL**

Decision No. 26692

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of SUNSET ) CAB CO., for certificate of public con- ) venience and necessity to operate a stage ) line for the transportation of passengers ) and luggage for compensation between ) points in the State of California. )	Application No. 26692
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In the Matter of the Application of ) EDDIE'S TAXI, for certificate of public ) convenience and necessity to operate a ) stage line for the transportation of ) passengers and luggage for compensation ) between points in the State of California.)	Application No. 26693
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In the Matter of the Application of TED'S ) TAXI, for certificate of public con- ) venience and necessity to operate a stage ) line for the transportation of passengers ) and luggage for compensation between ) points in the State of California. )	Application No. 26694
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In the Matter of the Application of ANDY'S ) TAXI, for certificate of public con- ) venience and necessity to operate a stage ) line for the transportation of passengers ) and luggage for compensation between ) points in the State of California. )	Application No. 26695
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In the Matter of the Application of ) SNIDER'S TAXI SERVICE, for certificate of ) public convenience and necessity to operate ) a stage line for the transportation of ) passengers and luggage for compensation ) between points in the State of California.)	Application No. 26696
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JOHN P. GALLAGHER, for applicants.  
DOUGLAS BROOKMAN, for Pacific Greyhound Lines,  
protestant.  
RICHARD F. HARRIS, for San Luis Obispo Taxi  
Owners Association, protestant.

**OP I N I O N**

The applicants above named severally sought certifi-  
cates of public convenience and necessity authorizing each of them  
to conduct a passenger stage service between Paso Robles and Camp  
Roberts, and intermediate points, including San Miguel. Public

hearing was had before Examiner Austin at Paso Robles, when these proceedings were consolidated for hearing and decision. Both Pacific Greyhound Lines and San Luis Obispo Taxi Owners Association appeared as protestants.

At the hearing evidence was offered by the applicants concerning the need for the service. During the war period, it was shown, applicants were engaged in the transportation of service men between Camp Roberts, where they were stationed, and San Miguel and Paso Robles, as well as other points, such as Atascadero. To provide the service some 42 sedans, designated as taxicabs, were used, which were distributed among the applicants in varying proportions. Pacific Greyhound Lines, it appears, operated buses on regular schedules between Camp Roberts and the points involved. Applicants' operations, so this protestant contended, were in the nature of a taxicab service for which no certificate was required, under Section 504, Public Utilities Act. Though joining in this opinion, applicants, nevertheless, sought a ruling by the Commission which would relieve them from the possibility of any prosecution predicated upon the claim that they had been operating unlawfully.

Recently, applicants' counsel advised the Commission that because of the small number of servicemen currently stationed at Camp Roberts, and owing to the uncertainty regarding the future status of the post, there no longer exists any need for the operation of a public passenger transportation service between the points affected by the applications. Accordingly, he requested that the applications be dismissed, without prejudice to their being reopened within a reasonable time upon a proper showing of public need. Under the circumstances, the request will be granted, and our order will so provide.

O R D E R

Applicants having requested the dismissal of the above entitled proceedings; the Commission having considered the matter; and good cause appearing,

IT IS ORDERED that Applications Nos. 26692, 26693, 26694, 26695 and 26696 be and they are, and each of them is, hereby dismissed; without prejudice, however, to the filing of supplemental applications by applicants, respectively, for the reopening of such proceedings for further hearing should applicants be so advised; and to the reopening thereof for such further proceedings as may be deemed appropriate.

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

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

Harold Anderson  
Justin F. Curran  
Howard Gray  
Joseph L. Luce  
Harold H. Kula  
COMMISSIONERS