

Decision No. 41010

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
LUCIAN MARTIN, an individual doing
business under the name of BIG TREES
SIGHTSEEING TOURS, for certificate
of public convenience and necessity
to operate passenger service between
Santa Cruz and San Francisco and
Treasure Island; Santa Cruz and Big
Sur; Santa Cruz and Big Basin
(passenger and express); Santa Cruz
and Saratoga Gap; Santa Cruz and Mt.
Hamilton.

In the Matter of the Investigation on
the Commission's own motion into the
operations, rates, charges, contracts,
and practices of LUCIAN MARTIN and
K. M. WILLIS.

ORIGINAL

Application No. 22708

Case No. 4426

ORDER REVOKING OPERATIVE RIGHTS

It appearing that by Decision No. 32226, of August 8, 1939, in Application No. 22708 and Case No. 4426, Lucian Martin, doing business as Big Trees Sightseeing Tours (Service), was authorized to operate a seasonal automotive passenger stage service, including baggage and express, to, from or between certain points in the Santa Cruz-Big Basin-Monterey Bay territories as more specifically defined and described in the said decision; and it further appearing that the said Lucian Martin died in February 1946; that the automotive equipment here involved has been sold and all authorized services of whatsoever character to, from or between any of the above-mentioned points or routes have been discontinued without authorization by this Commission; and it further appearing that no Annual Reports have been filed since the year 1942; that said carrier has at no time made application to this Commission for permission to suspend any operation herein and that no such permission

has been granted; and it further appearing that recent investigations by the Commission's staff confirm the fact that all services and operations of whatsoever character to, from or between any of the points or via any of the routes as hereinbefore defined and described of said carrier have been discontinued without authority of the Commission, thereby resulting in unauthorized abandonment of said operative rights; therefore, good cause appearing, it is found that said Lucian Martin, doing business as Big Trees Sightseeing Tours (Service) is no longer conducting and has abandoned said automotive service for the transportation of passengers, including baggage and express, to, from or between the points and via the routes hereinbefore referred to.

IT IS ORDERED that all of the above-mentioned operative rights of whatsoever character of Lucian Martin, doing business as Big Trees Sightseeing Tours (Service), to, from or between the points and via the routes hereinbefore mentioned, be and the same are hereby revoked and all effective tariffs and time tables on file are hereby cancelled and annulled.

IT IS FURTHER ORDERED that the effective date of this order shall be the twentieth day after the service thereof in the manner provided by law, unless the duly appointed and acting representative of the Estate of Lucian Martin, Deceased, or other person authorized by law to act in the premises, before such effective date, shall have filed with the Commission a written response to this order denying the facts set forth herein and requesting a public hearing thereon, in which event the effective date of this order will be stayed until hearing is had and further order issued.

Dated at San Francisco, California, this 17th day of December, 1947.

Harold F. Hulse
Justus F. Grier
W. H. Russell
A. J. D. [illegible]

Commissioners