

Decision No. 41353

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of LOS ANGELES TRONA STAGES, INC.,)
(formerly James R. Proper, dba) Application No. 29078
Los Angeles Trona Stages) for the)
removal of a restriction on opera-)
tive rights.)

ORIGINAL

O P I N I O N

Los Angeles Trona Stages, Inc. is authorized to transport passengers, baggage, and shipments of express weighing not in excess of 100 pounds each on passenger-carrying vehicles between Los Angeles and Trona and intermediate points, via Palmdale, Mojave, and Beecher's Corners, and also via San Bernardino, Cajon, Adelanto, and Beecher's Corners⁽¹⁾.

Said service is now restricted between San Bernardino and Adelanto, between Los Angeles and Adelanto and between San Bernardino and Mojave⁽²⁾.

Applicant seeks authority to revise the restriction to read as follows:

No passengers, baggage or express may be transported which have both origin and destination in the area lying between Los Angeles and the junction of U. S. Highways Nos.

(1) Decision No. 35970, on Application No. 25294; Decision No. 36264, on Application No. 25538; Decision No. 38310 on Application No. 25294 Amended 4th Supplemental. Applicant also operates seasonally between Trona and Valley Wells; Decision No. 37080 on Application No. 26140.

(2) Restriction 2. of Order in Decision No. 35970 and Restriction (1) of Order in Decision No. 36264.

395 and 66 in the vicinity of Adelanto. No passengers, baggage or express may be transported the origin and destination of which are between San Bernardino and Mojave, or intermediate points, via Los Angeles. Service may be provided from points in the restricted areas to points outside the restricted areas or from points outside the restricted areas to points inside the restricted areas.

The proposed restriction would enable applicant to provide service between points within the restricted area and Adelanto

As justification for its request, applicant states that the present restriction

"was inserted originally by Decision No. 35970 to apply between San Bernardino and Adelanto and later by Decision No. 36264 was made to apply between Los Angeles and Adelanto. Applicant is informed and believes and upon such ground states that the purpose of this restriction was to protect the then operative rights of one W. M. Montgomery, who at that time was conducting passenger stage operations between Victorville, Adelanto and Adelanto Air Base, and between San Bernardino and Adelanto and Adelanto Air Base.

"In this connection, applicant alleges that in October, 1946, said W. M. Montgomery filed with the Commission his application No. 24321 for authority to discontinue his said passenger stage operations on the ground that he could no longer bear the operating losses incident thereto, and that on November 11, 1946, the Commission by Decision No. 39671, granted said Application No. 24321 and authorized the discontinuance and abandonment of said Montgomery's said passenger stage operations and revoked and annulled said Montgomery's operative rights therefor. * * *

"That as the result of the discontinuance and abandonment of said Montgomery's passenger stage operations * * * and the revocation and annulment by the Commission of his operative rights therefor, no direct service for the transportation of passengers, baggage and express is now being rendered between San Bernardino and Adelanto nor between Los Angeles and Adelanto, and hence there is no longer any necessity for depriving applicant of the right to supply such service, which applicant is willing to do and herein seeks the authority to do by the removal by the Commission of said restriction."

Proposed fares between Los Angeles and Adelanto, and intermediate points, and as follows:

<u>Los Angeles - Trona (Via San Bernardino)</u>		
<u>Between</u> <u>Adelanto</u> <u>and</u>	<u>Kind</u> <u>of</u> <u>Ticket</u>	<u>Fares</u> <u>in</u> <u>Cents</u>
Los Angeles	O.W.	255
	R.T.	460
Arcadia	O.W.	195
	R.T.	355
Azusa	O.W.	185
	R.T.	335
Upland	O.W.	150
	R.T.	270
San Bernardino	O.W.	90
	R.T.	165
Verdemont	O.W.	80
	R.T.	145
Devore	O.W.	70
	R.T.	130
Cajon	O.W.	45
	R.T.	85

No change in schedules is proposed.

Other interested carriers are not opposing the application.

The Commission is of the opinion and finds applicant's request to be in the public interest. The application will be granted. A public hearing is not necessary.

ORDER

Application having been made in the above-entitled matter, the Commission being fully advised in the premises, and good cause appearing,

IT IS ORDERED:

(1) That paragraph 2 of the Order in Decision No. 35970, on Application No. 25294, appearing on sheet 4 thereof, be, and

it hereby is, amended to read as follows:

2. No passengers, baggage or express may be transported the origin and destination of which are between San Bernardino and the junction of U. S. Highways Nos. 395 and 66, in the vicinity of Adelanto. Service may be provided from points in the restricted area to points outside such restricted area or from points outside said restricted area to points inside said restricted area.

(2) That paragraph (1) of the Order in Decision No. 36264, on Application No. 25538, appearing on sheet 2 thereof, be, and it hereby is, amended to read as follows:

No passengers, baggage or express may be transported which have both origin and destination in the area lying between Los Angeles and the junction of U. S. Highways Nos. 395 and 66 in the vicinity of Adelanto. No passengers, baggage or express may be transported the origin and destination of which are between San Bernardino and Mojave, or intermediate points, via Los Angeles. Service may be provided from points in the restricted areas to points outside the restricted areas or from points outside the restricted areas to points inside the restricted areas.

(3) That in all other respects Decisions Nos. 35970 and 36264 shall remain in full force and effect.

The effective date of this Order shall be twenty (20) days from the date hereof

Dated at San Francisco, California, this 23rd day of March, 1948.

A. J. Indurain
Justice F. Cannon
Walt Powell
Harold P. Kild
Constance Patten

