

Decision No. 42965

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
FOSTER TRANSPORTATION, INCORPORATED,)
to abandon operating rights on the) Amended Application No. 30230
New Avenue Motor Coach Route No. 5.)

Charles H. Foster, for applicant.

O P I N I O N

Foster Transportation, Incorporated, requests authority to discontinue and abandon its operation of service as a passenger stage corporation, as defined in Section 2 1/4 of the Public Utilities Act, for the transportation of passengers over the portion of its New Avenue Motor Coach Route No. 5, over which operations were suspended in 1948 under authority granted by Decision No. 41734. Applicant is engaged in transporting passengers by motor bus within and in the vicinity of the cities of Alhambra and San Gabriel, Los Angeles County, California⁽¹⁾.

A public hearing was held before Examiner Rowe, at Los Angeles, on May 25, 1949, at which time oral and documentary evidence was adduced and the matter was submitted for decision.

According to the testimony of Mr. Foster, this bus line has never been profitable. He stated that conditions have not materially improved subsequent to the hearing before Examiner

(1) Dec. No. 34456 (Marengo Route); Dec. No. 42522 (Mission Route);
Dec. No. 36834 (Granada Route); Dec. No. 39420 (Del Mar Route);
Dec. No. 41024 (New Avenue Route).

Bryant in 1948, at which time a transportation engineer of this Commission testified that relatively low load factors had developed over the route while operated and predicted that substantial loss would result if the carrier continued operation.

Notice of the hearing and of the proposed abandonment was given to the Chambers of Commerce in the cities involved and to public officials. No one protested the granting of the application as amended.

Upon full consideration of the record in this proceeding, it is found as a fact that applicant's New Avenue Motor Coach Route No. 5 has not been, and cannot be made, profitable and that the public interest will not be adversely affected by the proposed abandonment of applicant's service over the hereinafter-described portion of said route. Accordingly, the application will be granted.

O R D E R

Application as above entitled having been filed, a public hearing having been held, and the matter being under submission,

IT IS ORDERED:

(1) That Foster Transportation, Incorporated, be, and it is hereby, authorized to abandon and discontinue that portion of its passenger stage service over its New Avenue Motor Coach Route No. 5 described as follows:

Atlantic Boulevard north of Main Street, Howard Street, Fifth Street, Main Street, Chapel Street, Corto Street, Sierra Vista Avenue, Valley Boulevard between Sierra Vista Avenue and New Avenue.

Also, New Avenue between Garvey Avenue and Newmark, Newmark, Pamela, Graves Avenue and San Gabriel Boulevard south of Garvey Avenue.

(2) That the applicant be, and it hereby is, authorized to cancel all fares, rules, regulations, and schedules applying to the abandoned portion of its said New Avenue Route No. 5.

(3) That the operative rights, conferred under authority of the certificate of public convenience and necessity granted to Foster Transportation, Incorporated, in the Order of Decision No. 41024, over the above-described portion of said New Avenue Route No. 5, are hereby revoked and annulled; provided, however, that the operating rights over said New Avenue Route No. 5, granted in the Order of said Decision No. 41024, except as included in the above route descriptions herein authorized to be abandoned, shall remain in full force and effect. ✓

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

Dated at San Francisco, California, this 7th day of June, 1949.

R. E. [Signature]

[Signature]
Harold K. [Signature]
[Signature]
COMMISSIONERS