

**ORIGINAL**Decision No. 44155

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 CHARLES E. MOSER, operating under the  
 name of MARIN TRANSIT LINES, for  
 certificate of public convenience and  
 necessity to operate and establish an  
 automotive service for the transport-  
 ation of passengers and baggage,  
 within the city of San Rafael, and  
 from there to Santa Venetia and Bayside  
 Acres; and between the cities of  
 Sausalito and Marin City.

Application No. 27003

ORDER REVOKING OPERATIVE RIGHT, IN PART

It appearing that Decision No. 38825, of April 2, 1946, in the above numbered application, granted a certificate of public convenience and necessity to Charles E. Moser, doing business as Marin Transit Lines, for the operation of a passenger stage service for the transportation of passengers and baggage (a) between Marin City (North Hill), Marin City and Sausalito and intermediate points, hereinafter called "Part One" of said operation, and (b) within San Rafael and between San Rafael, Santa Venetia and Bayside Acres and intermediate points, hereinafter called "Part Two" of said operation;

That notwithstanding the filing, on April 10, 1946, of the customary acceptance of certificate in its entirety, the said carrier thereafter failed to maintain its schedule for Part Two of said operation and, without authority from this Commission, discontinued all service embraced in said Part Two, resulting in abandonment of said runs on the following dates, to-wit:

San Rafael-Bayside Acres -- January 1, 1948  
 San Rafael-Santa Venetia -- August 15, 1949  
 San Rafael-(Sun Valley) -- August 15, 1949.

That following staff investigations with respect to the aforesaid unauthorized discontinuances of service, said Charles E. Moser, doing business as Marin Transit Lines, submitted, as of January 20, 1950, a written request to the Commission for abandonment of that portion of his operative right herein designated as Part Two, the runs embraced therein being geographically separated by several miles from the remaining portion of the said operative right; that no opposition has been filed to the granting of this requested partial revocation; therefore, good cause appearing,

IT IS ORDERED that the authorization of the above described San Rafael runs herein designated as "Part Two" of the certificated operative right of CHARLES E. MOSER, doing business as Marin Transit Lines, be and the same is hereby revoked and all effective tariffs and time tables pertaining thereto are hereby cancelled and annulled. In all other respects said authorization, as originally made, shall be and remain in full force and effect until the further order of the Commission.

IT IS FURTHER ORDERED that the effective date of this order shall be the twentieth day after service thereof in the manner provided by law, unless said Charles E. Moser, doing business as Marin Transit Lines, shall have filed with the Commission a written response to this order, denying the facts set forth herein and requesting 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 9th  
day of May, 1950.

R. F. [unclear]  
Justin F. Cassen  
Grant H. Lowell  
Harold H. Huls  
Fremont D. Potter  
Commissioners