

ORIGINAL

Decision No. 45233

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 FRANK J. BARKO, dba FONTANA BUS LINES,)
 for a certificate of public convenience)
 and necessity to operate an auto stage)
 line for the transportation of passen-)
 gers and their hand baggage in the same) Application No. 31760
 vehicle between Anza Village and River-)
 side and intermediate points, as an)
 extension of present service, and for)
 abandonment of a portion of the so-called)
 Pedley to Riverside Line.)

Frank J. Barko, applicant, in propria persona. Richard J. Glasscock for Riverside Transit Lines, Joseph Seymour for J. F. Seawell, dba Riverside Bus Line, H. M. Dougherty, City Attorney for the City of Riverside, interested parties.

OPINION AFTER REOPENING

Frank J. Barko, doing business as Fontana Bus Lines, is presently operating as a passenger stage corporation in San Bernardino and Riverside Counties, between Colton, Bloomington, Fontana, The Kaiser Company Plant, South Fontana, Riverside, and Ontario, and intermediate points, under authority (1) issued by this Commission .

(1) Decision No. 38302, dated October 16, 1945, on Application No. 26804; Decision No. 38305, dated April 2, 1946, on Application No. 27259; Decision No. 39409, dated September 17, 1946, on Application No. 27714; Decision No. 40695, dated September 10, 1947, on Application No. 28437; Decision No. 40725, dated September 23, 1947, on Application No. 28436; Decision No. 44053, dated April 18, 1950, on Application No. 30994; Decision No. 43562, dated November 29, 1949, on Application No. 30668; and Decision No. 39624, dated November 15, 1946, on Application No. 27859.

Applicant now requests authority to establish service between Riverside and Anza Village. This is sought to be accomplished by operating along Magnolia Avenue, Arlington Avenue, and Pedley Road, to the town of Pedley, instead of along Mission Boulevard, Riverview Road, and New Limonite Avenue. The application states that applicant is willing to have his right to pick up and discharge local passengers between Seventh Street and Valencia Street restricted so as to prevent competition with the Pacific Electric Railway Company's bus line operating along Magnolia Avenue.

Public hearing was held in Riverside, California, on October 20, 1950, before Examiner Rowe, at which time evidence, both oral and documentary, was adduced and the matter was duly submitted. Notice of the hearing and of the proposed new service and the requested abandonment was given the public by posting in the buses and at the terminals for five days before the hearing. This matter, as in the case of Riverside Transit Lines, Application No. 31525, was reopened, but no evidence material to this Application No. 31760 was introduced.

Applicant testified that he had received many requests for the proposed service to Anza Village. He stated that, although Riverside Transit Lines was unable to realize a profit on this operation, he was of the opinion that, without much additional expense and by the use of no additional equipment, the operation would earn a net profit of approximately \$15 per day. Pacific Electric Railway Company waives any objection.

As to the abandonment of service along New Limonite Avenue, applicant stated that only one family would be affected

adversely, and this family resided only 100 feet from Mission Boulevard where its members could board the Pacific Electric Railway Company's bus line. The remainder of the present route along New Limonite Avenue is in a mountainous and uninhabited area. No change in rates is proposed, and no additional equipment will be required by the proposed service. No one protested the granting of the application.

Upon full consideration of the record in this proceeding, the Commission is of the opinion and finds that the abandonment proposed is justified and should be authorized, and that the public convenience and necessity requires the requested extension of service. This abandonment and the proposed modification in route will be accomplished by an order authorizing the abandonment, and by an order amending the route description of subparagraph c. of ordering paragraph (2) of Decision No. 39624, which decision granted a certificate of public convenience and necessity to applicant's predecessors in interest, Henry F. Adams, Albert C. Hamlin, and Emerson J. Pann, doing business as A. B. H. Lines.

O R D E R

Application as above entitled having been filed, a public hearing having been held, the Commission being fully advised in the premises and the matter being under submission,

IT IS ORDERED:

(1) That Frank J. Barko, doing business as Fontana Bus Lines, be, and he hereby is, authorized to abandon and discontinue his passenger stage service between Crestmore Road, on the one hand, and, on the other hand, the intersection of New Limonite Avenue

and Pedley Road, and intermediate points, over and along Mission Boulevard, Riverview Drive, and New Limonite Avenue.

(2) That the route description in subparagraph c. of ordering paragraph (2) of Decision No. 39624, dated November 15, 1946, on Application No. 27859, be, and the same hereby is, amended to read as follows:

From Seventh Street, in the City of Riverside, along Magnolia Avenue, Arlington Avenue, Tyler Street, Cypress Street, Van Buren Street, Pedley Road, New Limonite Avenue, Pedley Road, also known as Garnet Street, Jurupa Avenue, Troth Street, Belle Grave Avenue, Etiwanda Avenue, Holmes Avenue to its junction with Schliesman Avenue in Riverside Acres.

(3) That the certificate of public convenience and necessity granted to Henry F. Adams, Albert C. Hamlin and Emerson J. Pann, doing business as A B H Lines, by said Decision No. 39624, and transferred to applicant Frank J. Barko, doing business as Fontana Bus Lines, by said Decision No. 44053, be, and the said certificate hereby is made subject to the condition that no service shall be performed for the transportation of passengers having both point of origin and destination between Seventh Street in Riverside and the intersection of Arlington Avenue and Valencia Street.

The effective date of this order shall be twenty (20) days after its date.

Dated at Los Angeles, California, this 9th day of January, 1951.

R. Z. Indurana
Arthur J. Casper
Harold D. Hill
Herbert Potter

COMMISSIONERS