

ORIGINAL

Decision No. 45766

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 EMIL H. MILLER, doing business as)
 EMIL H. MILLER TRANSIT LINES, for)
 authority to abandon a portion of) Application No. 32383
 his existing operations and make)
 adjustments in schedules of remain-)
 ing operation, in the City of Hayward)
 and County of Alameda, California.)

O P I N I O N

Applicant, Emil H. Miller, doing business as Emil H. Miller Transit Lines, presently authorized to render a passenger stage service within the City of Hayward and between that city and surrounding territory known as the Tennyson District and Russell City, requests authority to abandon a portion of said operation.

In Decision No. 44836, dated September 26, 1950, in Application No. 31689, applicant was authorized to operate between Hayward, Russell City, Tennyson and intermediate points. Applicant requests authority to abandon that portion of the route between Sueirro Street and Winton Avenue via Hesperian Boulevard and between the intersection of Jackson Street and Winton Avenue and the intersection of Tennyson Road and Western Boulevard via Soto Road, Harder Road and Western Boulevard.

In justification for the authority sought, applicant alleges that since its inception there has not been sufficient patronage of this portion of the route to meet operating costs; that as a result this portion of the route has not been operated since March 1, 1951. Applicant further alleges that although the patronage on the remainder of the route is small, the area is in a stage of development which should eventually produce a reasonable increase in traffic.

After full consideration of the facts, the Commission is of the opinion that public convenience and necessity no longer require continued operation over that portion of the route which applicant proposes to abandon. The authority sought will be granted by amending the route description as set forth in Decision No. 44836.

ORDER

An application having been filed, the Commission being fully advised in the promises and good cause appearing,

IT IS ORDERED:

(1) That route descriptions 1 and 2 as set forth in Decision No. 44836, dated September 26, 1950, in Application No. 31689, are hereby amended to read as follows:

"From Russell City via Russell City Road, Winton Avenue, Jackson Street, Watkins Street, "C" Street and First Street, in the City of Hayward, returning via "A" Street and Watkins Street, thence via same route to point of commencement."

(2) That applicant shall comply with the provisions of General Order No. 79 and Part 19 of General Order No. 98, by filing in triplicate and concurrently making effective appropriate tariffs and time schedules within 60 days after the effective date hereof and on not less than 10 days' notice to the Commission and the public.

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

Dated at San Francisco, California, this 29th day of May, 1951.

A. T. Johnson
Arthur J. Craven
Harold Hill
Francis H. Patten
John E. McMillin
COMMISSIONERS