

Decision No. 46562

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
	:	
UNION PACIFIC STAGE COMPANY,)	
a corporation,	:	Application
)	No. 32975
For Approval of Agreement of Indemnity	:	
Pursuant to Section (6) of General)	
Order No. 101, adopted October 2, 1951.	:	
-----)	

OPINION AND ORDER

Union Pacific Stage Company, applicant herein, is engaged in business as a passenger stage corporation as defined in the Public Utilities Code. It has filed this application pursuant to the provisions of the Commission's General Order No. 101, requesting approval of an agreement of indemnity which it has filed pursuant to Section (6) of the general order.

Applicant is a wholly owned affiliate of Union Pacific Railroad Company. It reports that its passenger stage operations, which are confined entirely to the State of California, consist of the operation of motor buses for the purpose of handling rail passengers arriving at and departing from the passenger depot of Union Pacific Railroad Company at East Los Angeles, and originating and terminating at points on the Pasadena, Glendale, San Pedro and Anaheim branches of the railroad company.

Applicant advises that it has complied with Section No. 215 of the Interstate Commerce Act by filing surety bonds covering bodily injury, property damage and cargo liability on

forms BMC 82 and BMC 83, prescribed by the Interstate Commerce Commission, on which Union Pacific Railroad Company has obligated itself as surety.

Attached to the application is a copy of a motor carrier bodily injury liability and property damage liability surety bond executed on December 4, 1951, by R. J. Walsh as president of Union Pacific Stage Company, and by A. E. Stoddard as president of Union Pacific Railroad Company. In this surety bond Union Pacific Stage Company, as principal, and Union Pacific Railroad Company, as surety, obligate themselves to pay or cause to be paid every final judgment recovered against the principal for bodily injury to or death of any person or loss of or damage to the property of others resulting from the negligent operation, maintenance or use of motor vehicles under certificates of public convenience and necessity or permits issued to the principal by the Public Utilities Commission of the State of California under the Public Utilities Code, to the limits prescribed by General Order No. 101.

A review of the application and the documents attached thereto indicates that applicant's resources, together with those of Union Pacific Railroad Company, the surety named in the agreement of indemnity, are sufficient to enable it to meet its obligations for public liability and property damage within the limits prescribed by General Order No. 101, and to afford security for the protection of the public without affecting the stability and permanency of its operations as a passenger stage corporation. Accordingly, we are of the opinion and hereby find that the agreement of indemnity submitted with this application should be approved.

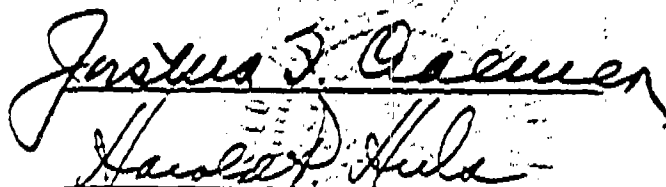
The Commission has considered the above entitled matter, and is of the opinion that a public hearing thereon is not necessary and that applicant's request should be granted, as herein provided; therefore,

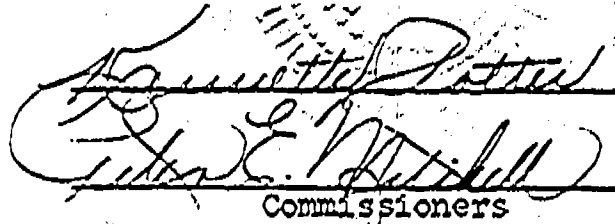
IT IS HEREBY ORDERED that the Commission approves the application of Union Pacific Stage Company and the agreement of indemnity attached thereto, which have been filed pursuant to Section (6) of General Order No. 101, to cover its obligation for public liability and property damage.

IT IS HEREBY FURTHER ORDERED that this order will become effective on January 1, 1952, and will continue in effect unless and until hereafter otherwise ordered or directed.

Dated at San Francisco, California, this 18th day of December, 1951.


President


Handwritten signature


Commissioners