

Decision No. 47177**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of COMMUNITY TRANSIT )  
 LINES for authority to abandon its )  
 authorized service between Danville )  
 and Walnut Creek, and in Walnut )      Application No. 33128  
 Heights Lakewood-Sans Crainte and )  
 Walnut Creek, and Sun Valley-Saranap )  
 and Walnut Creek. )

Ernestine P. Stotler and M. J. Stotler, in propria  
 personae.  
Mrs. Irene Seaton, for Sans Crainte and Walnut Heights.  
Vance W. Perry, for Walnut Creek Area Chamber of Commerce.

O P I N I O N

Ernestine P. and Melvin J. Stotler request authority to abandon their passenger stage service between Walnut Creek, Pleasant Hill, Saranap and intermediate points, between Danville and Walnut Creek and between points in Gregory Gardens. The rights to operate between such points were granted by Decision No. 40539, dated July 22, 1947, in Application No. 28548, Decision No. 43417, dated October 18, 1949, in Application No. 30578, and Decision No. 45236, dated January 9, 1951, in Application No. 31835.

A public hearing was held at Walnut Creek before Examiner Silverhart.

There were no protests to the granting of the application.

Melvin J. Stotler testified that applicants have been operating at a loss since they acquired the service in June, 1950. (Decision No. 44257, dated May 26, 1950, in Application No. 31367, authorized the transfer of the operative right between Danville and Walnut Creek to applicants.)

Applicants' annual reports on file with the Commission disclose that for the period from June, 1950, through December, 1950, the operating revenue amounted to \$4,438.53, operating expense totaled \$5,458.54 and the net operating loss was \$1,020.01; for the year 1951, operating revenue aggregated \$9,543.47 with an operating expense of \$15,049.58 and net operating loss of \$5,506.11.

A representative of the Walnut Creek Area Chamber of Commerce stated the applicants could not continue to operate their passenger stage service unless they received a substantial subsidy; that the chamber has attempted to induce the residents and merchants of the area to make financial contributions for such a subsidy but its efforts have been unavailing.

Under the circumstances here shown, the Commission is of the opinion that the application should be granted.

O R D E R

A public hearing having been held and based upon the evidence therein adduced,

IT IS ORDERED:

(1) That Ernestine P. Stotler and Melvin J. Stotler are authorized to discontinue and abandon passenger stage service between Danville and Walnut Creek; between Walnut Creek and Saranap and intermediate points, and between points in Gregory Gardens, and the operating authority therefor, granted by Decision No. 40539, dated July 22, 1947, Decision No. 43417, dated October 18, 1949, and Decision No. 45236, dated January 9, 1951, and each of said decisions is hereby revoked and annulled.

(2) That all tariffs and timetables now in effect under applicants' names are canceled as of the effective date of this order.

(3) That applicants shall, not less than five (5) days after the date hereof, post notices of the discontinuance of service hereinabove authorized, in public places in Danville, Walnut Creek, Saranap and Pleasant Hill.

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

Dated at San Francisco, California, this 16<sup>th</sup> day of May, 1952.

R. Z. [Signature]  
President  
Justus F. [Signature]  
Harold S. [Signature]  
[Signature]  
Commissioners