

ORIGINALDecision No. 50055

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 SANTA FE TRANSPORTATION COMPANY, a)
 corporation, TRANSCONTINENTAL BUS)
 SYSTEM, INC., a corporation, CONTINENTAL)
 PACIFIC LINES, a corporation, and THE)
 ATCHISON, TOPEKA AND SANTA FE RAILWAY)
 COMPANY, a corporation, for authority)
 to transfer public utility property and)
 operating rights and for other relief.)

Application No. 34650,
 as amended.

FIRST SUPPLEMENTAL ORDER

On March 30, 1954 the Commission issued its Decision No. 49871 in the above-entitled matter. It therein authorized the transfer of certain operative rights and properties and granted certain certificates of public convenience and necessity. Provisions were made in the order of that decision with respect to the times within which certain of the transfers should be executed, the times within which the certificates should be accepted and times within which tariffs and timetables should be filed and the operations established.

Applicants in this proceeding assert that the various transactions cannot be consummated within the times specified. They assert that the contract involves interstate and intrastate operative rights and that it would not be feasible nor in the public interest to transfer the intrastate authority without a simultaneous arrangement of interstate operating rights. Authority to accomplish the latter has been requested of the Interstate Commerce Commission and a hearing was held thereon on April 19, 1954. The matters before the Interstate Commerce Commission were submitted without protest but applicants say they are unable to predict when final decision thereon will be rendered but expect no decision for at least five months. They also express the opinion that an

additional month will be needed by the parties for the execution of the necessary documents.

Applicants call attention to a typographical error at line 15, sheet 2 of this Commission's mimeographed Decision No. 49871 stating that the percentage figure "23.1" appearing therein should have read "32.1". Good cause appearing,

IT IS ORDERED as follows:

(1) That the sentence beginning at line 15, sheet 2, of Decision No. 49871 dated March 30, 1954 and reading as follows:

"Transcontinental is a Delaware Corporation, 23.1 per cent of its shares of capital stock being owned by Santa Fe Trail Transportation Company (not involved herein) a wholly-owned subsidiary of Santa Fe Railway."

is hereby amended to read as follows:

"Transcontinental is a Delaware Corporation 32.1 per cent of its shares of capital stock being owned by Santa Fe Trail Transportation Company (not involved herein) a wholly-owned subsidiary of Santa Fe Railway."

(2) That the time within which applicants may accomplish the transfer of operative rights and other properties as provided for in Part One of the order of Decision No. 49871 dated March 30, 1954, is hereby extended to and including December 31, 1954.

(3) That the time within which applicants shall comply with the provisions of the service regulations set forth at sheet 20 of said Decision No. 49871 is hereby extended to and including December 31, 1954 provided that tariffs and timetables shall be filed upon not less than 5 days' notice to the Commission and the public.

Said Decision No. 49871 shall in all other respects remain unchanged and in full force and effect.

Dated at San Francisco, California, this
18th day of May, 1954.

John E. Mitchell
PRESIDENT
James J. Calver
Benjamin Pottel
Deane Berggren

COMMISSIONERS