

Decision No. 41592

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
D. MOYERS, doing business as Moyers)
Stages, for authority to discontinue)
and abandon the seasonal service) Application No. 29247
performed between Fresno and points)
located on Bass Lake under Certificate)
of Public Convenience and Necessity)
No. 26710.)

AYNESWORTH & HAYHURST by L. Nelson Hayhurst, for applicant.

O P I N I O N

Among the passenger stage operations conducted by D. Moyers doing business as Moyers Stages, is a seasonal operation between Fresno and points on Bass Lake over State Highway No. 41 via Coarse Gold, Oakhurst and Bissott Corners. This operation is conducted between approximately May 15 and September 15 of each calendar year. The right was created by the Commission's Decision No. 37885 in Application No. 26710.

By the above entitled application Moyers requests authority to discontinue that service. A public hearing thereon was had before Commissioner Potter and Examiner Paul at Fresno on April 23, 1948, and the matter was submitted. No one opposed the granting of the authority sought.

The evidence of record shows that during the season of 1946, applicant operated approximately 15,000 miles from which he derived gross operating revenues of \$1,385.70 with gross operating expenses of \$2,952.69 which resulted in a net operating loss of \$1,566.99. During the season of 1947, applicant operated approximately 27,000 miles and derived gross operating revenues of \$2,171.44

with gross operating expenses of \$6,583.86 resulting in a net operating loss of \$4,412.42.⁽¹⁾ Evidence of record shows that gross operating revenues of applicant's entire system for the calendar year 1947 amounted to \$116,743.49 with gross operating expenses of \$108,535.49 which resulted in a net operating revenue of \$8,208 from applicant's entire operations before income taxes.

Applicant expressed the opinion that the traffic expectancy for the season of 1948 would be less than the preceding years as the water in Bass Lake is much lower than usual which would be less attractive, and that most people would be using their own private means of transportation.

The evidence of record in this proceeding clearly shows that public use of applicant's service between Fresno and Bass Lake is insufficient to justify continued operation. Based upon such evidence of record the Commission will authorize applicant Moyers to discontinue operation between those points and revoke the operative right therefor.

O R D E R

An application therefor having been filed, a public hearing had thereon, evidence adduced, the matter submitted and it being hereby found that public convenience and necessity no longer require the passenger stage operation of D. Moyers between Fresno and Bass Lake,

(1) Exhibit No. 4 of record shows the following results of the operation:

<u>Season</u>	<u>Miles Operated</u>	<u>Passengers Carried</u>	<u>Operating Revenue</u>	<u>Operating Expenses</u>	<u>Operating Loss</u>
1946	15,142	529	\$1,385.70	\$2,952.69	\$1,566.99
1947	27,206	1,207	2,171.44	6,583.86	4,412.42

IT IS ORDERED:

(1) That D. Moyers is hereby authorized to discontinue and abandon passenger stage service between Fresno and Bass Lake over State Highway No. 41 via Coarse Gold, Oakhurst and Bissott Corners.

(2) That the operative right created by Decision No. 37885 in Application No. 26710 is hereby revoked and annulled.

(3) That applicant Moyers shall within 30 days after the effective date hereof, and on not less than 5 days' notice to the Commission and the public cancel all tariffs and time tables applicable to service between Fresno and Bass Lake and intermediate points via Coarse Gold and Oakhurst.

This order shall be effective 20 days from the date hereof.

Dated at San Francisco, California, this 18th
day of May, 1948.

B. J. Anderson
Justice F. Green
James H. Powell
Harold A. Kula
Samuel P. Latta
COMMISSIONERS