

ORIGINALDecision No. 61731

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
 of BAYSEL MOYERS, doing business
 as MOYERS STAGES, to discontinue
 and abandon service between
 Coalinga and Fresno, California
 now being operated under authority
 granted by Decision No. 58565 in
 Application No. 41026.

Application No. 43071

O P I N I O N

Applicant operates as a passenger stage corporation under authorities of this Commission between Fresno, Calwa, Del Rey, Sanger, Fresno Air Terminal and Clovis by Decision No. 51168 and between Fresno and Coalinga by Decisions Nos. 58565 and 58678 serving certain intermediate points. By this application filed January 16, 1961, he requests permission to abandon the service between Fresno and Coalinga. Copies of the application have been served upon all competitors and upon the Cities of Coalinga, Huxon and Fresno and the Chambers of Commerce in Caruthers and Riverdale. A notice of the proposal was published in the Fresno Bee on February 8 and 9, 1961 and posted in the bus used in this service. No protest to the proposed abandonment has been received.

From evidence submitted with the application it appears and the Commission finds that in the operation between Coalinga and Fresno applicant is suffering an annual net loss of approximately \$5,000 and in his over-all operation this carrier is sustaining an annual net loss. Thus it appears there is not sufficient public necessity for this service. The Commission staff has made a study

of this operation and has concluded and recommends that this abandonment be authorized without a public hearing. Consequently, the Commission finds that public convenience and necessity no longer require a continuance of applicant's passenger stage service between Coalinga and Fresno. A public hearing is not necessary.

O R D E R

Application therefor having been filed and the Commission being informed in the premises and based upon the above finding,

IT IS ORDERED:

1. That within one hundred twenty days after the effective date hereof, and concurrently with the effective date of tariff and timetable filings required in Paragraph 2 hereof, Baysel Moyers may discontinue service between Fresno and Coalinga and intermediate points.

2. That on not less than ten days' notice to the Commission and the public, applicant shall amend his tariffs and timetables on file to reflect the authority granted in Paragraph 1 hereof.

3. That the operative rights between Fresno and Coalinga granted to applicant by Decision No. 58565 as amended by Decision No. 58678 in Application No. 41026 are revoked, said revocation to become effective concurrently with the effective date of tariff filings required by Paragraph 2 hereof.

4. That a certificate of public convenience and necessity is hereby granted to Baysel Moyers authorizing him to operate as a passenger stage corporation, as that term is defined in Section 226 of the Public Utilities Code, for the transportation of passengers,

their baggage, and shipments of express weighing 100 pounds or less on passenger-carrying vehicles only, between the points and over the routes as more particularly set forth in Appendix A, attached hereto and made a part hereof.

5. That in providing service pursuant to the certificate granted herein, applicant shall comply with and observe the following service regulations:

- (a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. By accepting the certificate of public convenience and necessity herein granted, applicant is placed on notice that he will be required, among other things, to file annual reports of his operations and to comply with and observe the safety rules and other regulations of the Commission's General Order No. 98 and insurance requirements of the Commission's General Order No. 101-A. Failure to file such reports, in such form and at such time as the Commission may direct, or to comply with and observe the provisions of General Orders Nos. 98 and 101-A, may result in a cancellation of the operating authority granted by this decision.
- (b) Within one hundred twenty days after the effective date hereof, and on not less than ten days' notice to the Commission and the public, applicant shall establish the service authorized herein and file in triplicate and concurrently make effective, tariffs and timetables satisfactory to the Commission.

6. That the certificate of public convenience and necessity granted in paragraph 4 of this order supersedes the certificate of public convenience and necessity granted and acquired by Decisions Nos. 51168 and 51447, respectively, which certificate

is hereby canceled and revoked, said revocation to become effective concurrently with the effective date of tariff filings required by paragraph 5(b) hereof.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 28th day of March, 1961.

Ernest R. Rogers
President
W. H. Hill
E. J. Fox
George L. Brown
Fredrick B. Hallock
Commissioners

Baysel Moyers by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport passengers, their baggage, and shipments of express weighing 100 pounds or less on passenger-carrying vehicles only, between Fresno, Calwa, Sanger, Del Rey, Fresno Air Terminal, Fresno State College and Clovis and intermediate points over the routes hereinafter set forth:

Fresno - Sanger Route:

Beginning at the intersection of Fulton and Kern Streets, Fresno, thence over Kern Street, H Street, Fresno Street, Fulton Street, Cherry Avenue, California Avenue, Van Ness Avenue, Railroad Avenue, Jensen Avenue to Sanger, California.

Del Rey Route:

From Jensen Avenue over McCall Avenue, American Avenue and Bethel Avenue to Jensen Avenue.

Calwa Route:

From Railroad Avenue over Church Avenue, Chestnut Avenue, Jensen Avenue, Ninth Street (formerly West Avenue), Laurite Avenue and Orange Avenue to Church Avenue.

Also from Church Avenue over Maple Avenue to Jensen Avenue.

Also from Church Avenue over Cedar Avenue to Jensen Avenue.

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Appendix A

BAYSEL MOYERS
doing business as
MOYERS STAGES

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Fresno - Clovis Route:

Commencing at Mariposa and H Streets thence over H Street, Fresno Street, Shields Avenue, Clovis Avenue to Clovis, California.

Fresno Air Terminal Route:

Leave Shields Avenue over Walker Avenue, Westover Avenue, Clovis Avenue to its junction with Shields Avenue.

New Fresno State College Campus Route:

From Shields Avenue over Cedar Avenue, Shaw Avenue, to Clovis Avenue.

Restriction:

No passengers may be picked up and discharged at points on applicant's routes of operation within the City of Fresno between intersection of Mariposa and H Street and the intersection of Fresno and Clinton Avenues.

End of Appendix A

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