

ORIGINAL

Decision No. 62932

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of:
TRANSCONTINENTAL BUS SYSTEM, INC., a
Delaware corporation, for permission
pursuant to Part 9, Section 9.11 of
General Order No. 98, to use and
operate articulated vehicles in the
performance of passenger-stage
corporation service within California.

Application No. 43693

R. M. Schureman, for applicant.

George W. Ballard, for the Brotherhood of
Railroad Trainmen, protestant.

Arthur I. Winston, for the Commission staff.

O P I N I O N

Applicant requests permission, pursuant to Paragraph 9.11, Part 9 of General Order No. 98, to use articulated buses 60 feet in length in the performance of passenger stage operations over its routes and routes of its affiliates, Continental Pacific Lines and American Buslines, Inc., in this state.

Public hearing thereon was held before Commissioner Frederick B. Holoboff and Examiner John A. Rowe, Jr., in San Francisco on December 1, 1961, at which time evidence was adduced and the matter submitted for decision.

Evidence adduced by applicant shows that the vehicle for which authority is sought can be operated efficiently and safely provided the number of passengers does not exceed 55 and are so distributed as not to exceed allowable maximum axle weights. The evidence, however, does not support a determination that this vehicle can be safely operated under so-called chain conditions.

Protestant, Brotherhood of Railroad Trainmen, introduced no evidence in its own behalf, but did cross-examine applicant's witnesses. Said protestant requested that an Examiner's Proposed Report be issued herein. It does not appear that any public purpose would be served by the issuance of said report. Accordingly, the request is hereby denied.

The Commission staff recommended that the sought authorization be granted subject to a condition that an appropriate sign appear on the rear of all such buses, warning motorists approaching from the rear that the vehicle is of excess length.

In view of the impending holiday season, it is requested that the order permitting the use of these buses be made effective immediately.

From the evidence of record, the Commission finds and concludes that public convenience and necessity require that applicant be authorized to use its articulated buses in the performance of passenger-stage corporation operations over the lines of applicant and over the lines of its subsidiary and affiliated corporations in its intrastate service in California subject to the following conditions:

1. That applicant shall at all times comply with and observe all statutory provisions and all rules and regulations of this Commission relative to safety.
2. That the buses shall not be operated under so-called chain conditions.
3. That at all times there shall appear on the rear of said buses appropriate warning advising approaching motorists from the rear that the vehicle is of excess length.

4. That standees shall not be carried, and the total number of passengers on any such vehicle, at one time, shall not exceed 55.

5. That no passengers shall be picked up or discharged except at off street terminals.

O R D E R

Application therefor having been filed and public hearing having been held,

IT IS ORDERED that applicant is hereby authorized to operate articulated buses as described in the application and exhibits introduced at the hearing with lengths up to sixty feet in its passenger-stage corporation service in the State of California, subject to the conditions enumerated hereinbefore.

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

Dated at San Francisco, California, this 12th day of December, 1961.

President

Commissioners

Ca. Lyn Don
Commissioner Frederick B. Heleboff being necessarily absent, did not participate in the disposition of this proceeding.