

63302

ORIGINAL

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 JOSEPH A. MALTBY, doing business as
 DIABLO CHARTER LINES, for a certificate
 of public convenience and necessity to
 operate passenger service between
 Concord, Pleasant Hill, Walnut Creek,
 and Livermore, California.

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)
) Application No. 44026
) (Filed December 20, 1961)
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)

O P I N I O N

Applicant requests authorization to institute and conduct operations as a passenger stage corporation for the transportation of passengers between Concord, Pleasant Hill, Walnut Creek, Alamo and Danville, on the one hand, and the radiation laboratory at Livermore, California, on the other hand. There will be a service only between the points named and the radiation laboratory. No local service will be furnished between Concord, Pleasant Hill, Walnut Creek, Alamo, or Danville.

Applicant does not now possess any certificated authority to transport passengers within the State of California.

It is alleged that several people residing in the Cities of Concord, Pleasant Hill, Walnut Creek, Alamo, and Danville are employed at the atomic radiation laboratory in Livermore and require transportation to and from their work on five days of the week. Most of these employees prefer not to take their own cars because of the distance and cost; car pools are frequently not practical due to different work shifts. Applicant has two 37-passenger buses available for this service.

Applicant proposes to establish fares as follows:

<u>ROUND-TRIP PASSENGER FARES</u>			
	Between	and	Monthly Fare
Rule 1	Concord, Pleasant Hill, Walnut Creek, Geary Road, north thereof	Lawrence Radiation Laboratory	\$16.50
	Walnut Creek, San Luis Road, south thereof, Alamo, Danville	Lawrence Radiation Laboratory	\$15.50

Applies per calendar month and only on Monday to and including Friday of each calendar week.

For transportation Saturday and Sunday an additional Round-trip Fare of \$1.00 per passenger will be assessed. Minimum of 20 passengers or \$20.00 per round trip.

No baggage will be checked.
No transfer will be issued.
No stop-over permitted.
Tickets or commute books not permitted to be transferred from one passenger to another.

It is further alleged that the only other certificated passenger carrier operating in the area is Western Greyhound Lines, which has received a copy of this application and has advised the applicant it does not plan to protest.

Findings

The Commission finds that:

1. Applicant possesses the experience, equipment, personnel and financial resources to institute and maintain the proposed service.
2. Public convenience and necessity require that the application be granted as set forth in the ensuing order.
3. Public hearing is not necessary.

O R D E R

Application having been filed and the Commission having considered all the allegations thereof,

IT IS ORDERED that:

1. A certificate of public convenience and necessity be and it is granted to Joseph A. Maltby authorizing him to operate as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between the points and over the routes more particularly set forth in Appendix A attached hereto and hereby made a part hereof.

2. In providing service pursuant to the authority herein granted, 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 to the public, applicant shall establish the service herein authorized and file in

triplicate, and concurrently make effective,
tariffs and timetables satisfactory to the
Commission.

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

Dated at San Francisco, California, this
20th day of FEBRUARY 1962.

George G. Grover
President

Walter L. Ditchell

E. J. Fox

Fredrick B. Hobbly

Commissioners

Commissioner George G. Grover, being
necessarily absent, did not participate
in the disposition of this proceeding.

Appendix A

JOSEPH A. MALTBY
doing business as
DIABLO CHARTER LINES

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Joseph A. Maltby, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers between Concord, Pleasant Hill, Walnut Creek, Alamo and Danville, on the one hand, and the Radiation Laboratory in Livermore, on the other hand, via the following route:

From Concord Estates at Grant Street and Route 24, thence south on Route 24 in Concord, thence to Monument Boulevard and Willow Pass Road, thence to Oak Grove Road and Monument Boulevard, thence to Monument on Route 21, thence to Geary Road and North Main Street, thence to North Main Street and Ygnacio Valley Road, Walnut Creek, thence south on Route 21 to Rudgear Road, thence to Danville, thence south on Route 21 to Route 50, east on Route 50 to Vasco Road, right on Vasco Road to East Street, left on East Street to Radiation Laboratory in Livermore, thence return over same route in reverse.

Service shall be limited to passengers destined to or originating at the Lawrence Radiation Laboratory in Livermore. No local service is authorized between Concord, Pleasant Hill, Walnut Creek, Alamo or Danville.

Issued by California Public Utilities Commission.

Decision No. 63302, Application No. 44026.