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Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of M & W BUS LINES, INC., a)
corporation of Santa Ana,)
California, for a permit to)
operate as a charter-party)
carrier of passengers. (File)
No. TCP-104).)

Application No. 45746
Filed September 3, 1963

Dudley K. Wright, for applicant.
Robert C. Marks, for the Commission staff.

OPINION AND ORDER

M & W Bus Lines, Inc., a corporation, is now authorized to transport persons, as a passenger stage corporation, between Santa Ana and the United States Marine Corps Base near El Toro pursuant to Decisions Nos. 57292 and 58210. It now seeks a permit to operate as a Charter Party Carrier of Passengers, (File No. TCP-104).

The application was set for public hearing and was heard and submitted on December 11, 1963, before Examiner Chiesa, at Los Angeles.

The evidence shows that:

Applicant has paid the statutory fee; it maintains its principal place of business at 201 Bush Street, in Santa Ana, California; it operates seven passenger buses of which five will be used in the charter bus operation and two will be used in the certificated service; its financial condition as of October 1, 1963, shows

total assets of \$67,944.84, liabilities of \$55,144.84, and net worth of \$12,800, being the amount of capital stock outstanding; its net operating deficit for the first nine months of 1963 was \$1,961.20, and it has the facilities and experienced personnel to conduct the proposed charter-party carrier service.

Applicant's president testified that the failure to file annual statements was the result of having hired an undependable bookkeeper who has disappeared but who has since been replaced; that all required financial statements are in preparation and will be filed soon; and that all bus equipment will be in safe operating condition before it is used in any authorized service.

It was stipulated by counsel for applicant and the Commission staff that the following reports would be filed with the Commission before the issuance of the requested permit: (1) a report from the California Highway Patrol on the inspection of all of the applicant's vehicles and medical certificates for all drivers; and, (2) applicant's annual financial reports pertaining to its certificated operations.

Based upon the evidence, the Commission finds that the applicant possesses the experience, equipment, personnel and financial resources and meets the statutory requirements to institute and maintain the proposed service. The Commission concludes from the foregoing findings of fact that a charter-party carrier permit should be issued to applicant as hereinafter set forth.

IT IS ORDERED that upon the filing, with this Commission of:

- 1. The California Highway Patrol's report on
 - a. The inspection of all of the applicant's vehicles, and
 - b. The medical certificates for all of applicant's drivers;
- 2. The annual reports pertaining to applicant's certificated operations a charter-party carrier of passengers permit be issued to M & W Bus Lines, Inc., a corporation, if the required reports are satisfactory.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 4th day of February, 1964.

William W. Brandt
 President

George L. Crow

Frederick B. Halaluff

Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.