

ORIGINAL

Decision No. 66779

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Joint Application)
of Joseph A. Maltby, an individual)
doing business under the name of Diablo)
Charter Lines, 1251 Springbrook Rd.,)
Walnut Creek, California, and Ronald C.)
Kelsey, an individual doing business)
under the name of Sierra Lines, 3134)
Stanley Blvd., Lafayette, California,)
for transfer of Certificate of Public)
Convenience and Necessity.)

Application No. 46029
(Filed December 11, 1963)

O P I N I O N

Joseph A. Maltby, doing business as Diablo Charter Lines, requests authority to sell and transfer, and Ronald C. Kelsey, doing business as Sierra Lines, requests authority to purchase and acquire, a certificate of public convenience and necessity authorizing operations as a passenger stage corporation.

The operating authority was granted by Decision No. 63302 dated February 20, 1962, and authorizes the transportation of passengers between Concord, Pleasant Hill, Walnut Creek, Alamo and Danville, on the one hand, and the Radiation Laboratory in Livermore, on the other hand. The agreed cash consideration is \$1,000.

Applicant purchaser is presently operating a passenger stage service in the immediate area and proposes to utilize his present equipment in providing a consolidated service.

After consideration, the Commission finds that the proposed transfer would not be adverse to the public interest. A public hearing is not necessary.

The authorization herein granted shall not be construed as a finding of the value of the rights and properties herein authorized to be transferred.

O R D E R

IT IS ORDERED that:

1. On or before May 1, 1964, Joseph A. Maltby may sell and transfer, and Ronald C. Kelsey may purchase and acquire, the operative rights referred to in the application.

2. Within thirty days after the consummation of the transfer herein authorized, Ronald C. Kelsey shall notify the Commission, in writing, of that fact and within said period shall file with the Commission a true copy of any bill of sale or other instrument of transfer which may be executed to effect said transfer.

3. Joseph A. Maltby and Ronald C. Kelsey shall amend or reissue the tariffs and timetables on file with the Commission, naming rates, rules and regulations governing the common carrier operations herein to show that Joseph A. Maltby has withdrawn or canceled, and Ronald C. Kelsey has adopted or established, as his own, said rates, rules and regulations. The tariff and timetable filings shall be made effective not earlier than ten days after the effective date of this order on not less than ten days' notice to the Commission and the public, and the effective date of the tariff and timetable filings shall be concurrent with the consummation of the transfer herein authorized. The tariff and timetable filings made pursuant to this order shall comply in all respects with the regulations governing the construction and filing of tariffs and timetables set forth in the Commission's General Orders Nos. 79 and 98.

4. On or before the end of the third month, after the consummation of the transfer as herein authorized, Ronald C. Kelsey shall cause to be filed with the Commission, in such form as it may

prescribe, an annual report, or reports, covering the period commencing with the first day of the current year to and including the effective date of the transfer.

5. Concurrent with the consummation of the transfer authorized by ordering paragraph 1 hereof the operating authorities granted by Decisions Nos. 63302 and 64720 are hereby revoked and in the place and stead thereof a certificate of public convenience and necessity is hereby granted to Ronald C. Kelsey, authorizing the transportation of passengers as a passenger stage corporation between the points set forth in Appendix A attached hereto.

6. In providing service pursuant to the certificate herein granted, Ronald C. Kelsey 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 of the California Highway Patrol, the 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.

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Appendix A

Ronald C. Kelsey
doing business as
Sierra Lines

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CERTIFICATE
of
PUBLIC CONVENIENCE AND NECESSITY

Showing passenger stage operative rights, restrictions,
limitations, exceptions, and privileges applicable thereto.

All changes and amendments as authorized by
the Public Utilities Commission of the State of California
will be made as revised pages or added original pages.

Issued under authority of Decision No. 66779,
dated February 11, 1964, 1964, of the Public Utilities
Commission of the State of California, in Application No. 46029.

**SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS,
LIMITATIONS, AND SPECIFICATIONS**

The certificate heretofore noted supersedes all operative authority heretofore granted to Ronald C. Kelsey and Joseph A. Maltby.

Ronald C. Kelsey, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport passengers between Concord, Orinda, Lafayette, Pleasant Hill, Walnut Creek, Danville, Alamo, Hayward, and San Leandro, on the one hand, and the Lawrence Radiation Laboratory in Livermore, on the other hand, subject to the following conditions and restrictions:

- (a) Motor vehicles may be turned at termini and intermediate points, in either direction, at intersections of streets, or by operating around a block contiguous to such intersections in accordance with local traffic regulations.
- (b) When route descriptions are given in one direction, they apply to operations in either direction unless otherwise indicated.
- (c) Service shall be limited to passengers destined to or originating at the Lawrence Radiation Laboratory in Livermore.

SECTION 2. ROUTE DESCRIPTIONS

Subject to the authority of this Commission to change or modify such at any time, Ronald C. Kelsey shall conduct said passenger stage operations between Concord, Orinda, Lafayette, Pleasant Hill, Walnut Creek, Danville, Alamo, Hayward and San Leandro, on the one hand, and Lawrence Radiation Laboratory in Livermore, on the other hand, over and along the following routes:

Route A Commencing at the intersection of Camino Pablo and Brookwood Streets, in Orinda; thence over Brookwood Street, State Highway 24 (Freeway) to Lafayette, Mount Diablo Boulevard, State Highway 24, Mount Diablo Boulevard to Main Street (Walnut Creek); thence over Main Street, State Highway 21, U. S. Highway 50, South Vasco Road and Mesquite Way to the Lawrence Radiation Laboratory; return by reverse of route.

Issued by California Public Utilities Commission.

Decision No. 65779, Application No. 46029.

SECTION 2. ROUTE DESCRIPTIONS (Continued)

- Route B Commencing at the intersection of State Highway 21 and Willow Pass Road, in Pleasant Hill; thence over State Highway 21 to Main Street (Walnut Creek); thence over Main Street, State Highway 21, U. S. Highway 50, South Vasco Road and Mesquite Way to the Lawrence Radiation Laboratory; return by reverse of route.
- Route C Commencing at the intersection of Farnsworth Street and Manor Boulevard, in San Leandro; thence over Farnsworth Street, Lewelling Street, Washington Street, Grant Street, Hesperian Boulevard, Paseo Grande Street, Meekland Avenue (Hayward), A Street, Mission Boulevard, Mattox Road, Castro Valley Boulevard, U. S. Highway 50, South Vasco Road and Mesquite Way to the Lawrence Radiation Laboratory; return by reverse of route.
- Route D Commencing at the intersection of Cameo Drive and Green Valley Road, in Danville; thence over Cameo Drive, Vallee Vista, Plaza Circle, Cameo Drive, Green Valley Road, Diablo Road, Front Street, Linda Mesa Road, State Highway 21, Love Lane, Verona Drive, Linda Mesa Road, Esther Lane, Quinterra Lane, Estates Drive, Prospect Avenue, Railroad Avenue, State Highway 21, U. S. Highway 50, South Vasco Road and Mesquite Way to the Lawrence Radiation Laboratory; returning via Mesquite Way, South Vasco Road, U. S. Highway 50, California Highway 21, Senora Avenue to its intersection with Prospect Avenue and thence by reverse of route to the intersection of Cameo Drive and Green Valley Road, in Danville.
- Route E Commencing at the intersection of Grant Street and State Highway 24, in Concord; thence along State Highway 24, Concord Avenue, Galindo Street, Monument Boulevard, State Highway 21, Oak Park Boulevard, North Main Street, Main Street, State Highway 21, U. S. Highway 50, South Vasco Road and Mesquite Way to the Lawrence Radiation Laboratory; return by reverse of route.

Issued by California Public Utilities Commission.

Decision No. 66779, Application No. 46029.