

ORIGINAL

Decision No. 68648

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of F/K CORPORATION, doing business as ALPINE BUS SERVICE, of Los Angeles, for a permit to operate as a charter-party carrier of passengers (File No. TCP-139).

Application No. 47115
(Filed August 28, 1964)

Ed Kauder, for applicant.
R. W. Russell and K. D. Walpert, for City of Los Angeles, interested party.
H. L. Farmer, for the Commission staff.

O P I N I O N

F/K Corporation, operating under the fictitious firm name of Alpine Bus Service, has applied for a renewal of its charter-party carrier permit (File No. TCP-139).

A public hearing was held at Los Angeles on December 21, 1964, before Examiner Chiesa. Evidence having been adduced, the matter was submitted for decision.

The evidence shows, and we find that:

Applicant filed its application for the renewal of its charter carrier permit on August 28, 1964; the permit has not been renewed pending investigation of applicant's qualifications and compliance with the requirements of California Administrative Code, Title 13, Chapter 2, Article 3, pertaining to the Safety Rules for Charter-Party Carriers, particularly the

condition and safety of applicant's terminal facilities and buses; of the nine buses listed in its application as the equipment applicant proposes to operate, four are owned and five are leased from an affiliate company; the terminal safety surveys and motor coach inspection reports of the Department of California Highway Patrol dated, respectively, August 25, October 5, and December 4, 1964, (Exhibits Nos. 2, 4 and 5), and photos of applicant's terminal and buses (Exhibit No. 3) show conditions fail to meet the safety rules and regulations as provided in Title 13 of said Administrative Code ⁽¹⁾ and that on December 4, 1964, applicant was advised in writing by the California Highway Patrol that a re-inspection disclosed that enough progress had been made toward complete compliance with the safety rules of the Highway Patrol to recommend to this Commission the renewal of its permit, provided several additional deviations were corrected.

Approximately ninety per cent of applicant's business is derived from school contracts and less than ten per cent has been public charter-carrier service.

A financial statement as of November 30, 1964, shows applicant's condition to be as follows: total assets, \$58,578.25; total liabilities, \$66,311.80; represented by capital stock outstanding \$10,000, and deficit of \$17,733.55. Applicant's net income, before federal and state income taxes, for the period June 1, 1964 to November 30, 1964 was \$12,519.75.

(1) Specifically Sections 1251(g) - 1254(h) - 1256(a) - 1261(c) 3, 4 - 1261(f) - 1262(f) - 1263(h) - 1264(o), (p), (s).

Based upon the evidence of record, the Commission finds that applicant possesses satisfactory fitness to re-establish and conduct the proposed transportation service, and that it is willing to comply with the rules and regulations adopted by this Commission with respect to said service. In view of the showing that applicant has not yet fully complied with the California Highway Patrol directives, a permit will be granted subject to prior compliance with conditions set forth in the following order.

O R D E R

IT IS ORDERED that upon the filing in this proceeding of a written statement or report of the California Highway Patrol showing that:

- a. All of the applicant's vehicles proposed to be used in the transportation of charter-party passengers are in a safe and otherwise satisfactory operable condition;
- b. Medical certificates for all of applicant's drivers have been filed;
- c. Terminal facilities are satisfactorily maintained;

a Charter-Party Carrier of Passengers Permit be issued to
F/X Corporation.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 24th
day of February, 1965.

Fredrick B. Holdahl
President

Robert E. Mitchell

George T. Troter

Augustus

William M. Bennett
Commissioners