

ORIGINAL

Decision No. 75038

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of WILLIAM L. CORBETT,)
doing business as the CORBETT)
TRANSIT LINES, to sell, and)
DERRELL BAUCHMAN, doing business)
as CORBETT TRANSIT LINES and)
who will do business as the)
O. U. TRANSIT LINES, to purchase)
franchise of bus lines between)
the cities of Ontario and Upland)
and vicinity.)

Application No. 50527
(Filed September 3, 1968)

John T. Morrison, for applicants.
William R. Kendall, for the
Commission staff.

O P I N I O N

William L. Corbett, doing business as Corbett Transit Lines, requests authority to sell, and Derrell Bauchman, who will do business as O. U. Transit Lines, requests authority to purchase the passenger stage right granted by Decision No. 68649 in Application No. 47195, together with related assets.

Public hearing was held before Examiner DeWolf at Los Angeles on October 22, 1968, and submitted on the same date. There are no protests.

Applicants propose that the certificate be sold for the sum of \$17,500 on terms provided in the Sales Agreement between the parties dated June 10, 1968; the sum of \$2,000 cash which has been paid, and assumption of indebtedness of \$8,940.09, and a promissory note of \$6,559.91, payable \$200 per month. The agreement includes tangible assets described as follows: two 37-passenger transit

coaches; one 27-passenger transit coach; miscellaneous equipment and parts in connection with said vehicles; and miscellaneous office furniture and fixtures.

Applicant testified and offered in evidence Exhibits Nos. 1 and 2, a balance sheet and profit and loss statement.

He testified he is solvent and owns an equity in his home and other personal property sufficient to enable him to operate the bus line as required by the Commission. He does not have any other public utility operations.

He further testified that the transfer is in the public interest; that he has been operating the bus line with William L. Corbett; and that he has had several years experience in the transportation of passengers.

Applicant Bauchman testified that the transfer will not have any adverse effect on any other carrier, and that the application was served on the City Clerk of Ontario and Upland and on the County Clerk of the County of San Bernardino, California. A letter was received from the City of Ontario approving the application for transfer and requesting a continuation of the bus service.

The Commission has considered this matter and finds that:

1. The proposed transactions would not be adverse to the public interest.
2. The buyer possesses the experience, equipment, personnel, and financial resources to operate and maintain the proposed service.

On the basis of the foregoing findings we conclude that the application should be granted.

O R D E R

IT IS ORDERED that:

1. On or before February 1, 1969, William L. Corbett, doing business as Corbett Transit Lines, may sell and transfer, and Derrell Bauchman, who will do business as O. U. Transit Lines, may purchase and acquire, the operative rights and property, and may assume the liabilities, referred to in the application.

2. Within thirty days after the consummation of the transfer herein authorized, Derrell Bauchman 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. William L. Corbett and Derrell Bauchman shall amend or reissue the tariffs and timetables on file with the Commission, naming rates and rules governing the common carrier operations herein to show that William L. Corbett has withdrawn or canceled, and Derrell Bauchman has adopted or established, as his own, said rates and rules. 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-A. Failure to comply with and observe the provisions of General Orders Nos. 79 and 98-A may result in a cancellation of the operating authority authorized to be transferred by this decision.

4. On or before the end of the third month after the consummation of the transfer as herein authorized, Derrell Bauchman shall cause to be filed with the Commission, in such form as the Commission may prescribe, an annual report, or reports, related to the operations of the seller for the period commencing with the first day of the current year to and including the effective date of the transfer.

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

Dated at San Francisco, California, this 3rd day of DECEMBER, 1968.

William A. ...
President

William G. ...

Augustan

James P. ...
Commissioners

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