

Decision No. 81096

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of EAST SIERRA DEVELOP-  
MENT CORPORATION, a California cor-  
poration, dba SIERRA RESERVATIONS,  
for a charter-party carrier of pas-  
sengers permit, Los Angeles.

Application No. 53761  
(Filed December 18, 1972)

INTERIM OPINION

Applicant East Sierra Development Corporation, a California corporation, has applied for authority to operate as a permitted charter-party carrier for the transportation of passengers a distance of approximately two miles between the Mammoth Chair Lift and a condominium in the Mammoth area. It has one 24-passenger school bus which it will use for transportation. Theoretically, there will be no charge for the service. The application was filed December 18, 1972, and the purpose was to provide transportation during the winter of 1972-73 ski season.

The application was protested by Mammoth Stage Lines, Inc., which provides a charter-party carrier passenger service in the area. A hearing was set originally for February 2, 1973 and at the request of Mr. Richard L. Cain, President of Mammoth Stage Lines, Inc., was continued to February 20, 1973, and subsequently, again at the request of Mr. Cain, continued to March 20, 1973. The reason given for the continuances was Mr. Cain's illness. A doctor's certificates were submitted in support thereof.

We recognize that the ski season will probably be terminated by March 20, and for that reason we are granting a temporary permit for this year and will consider the extension of the permit at the hearing on March 20, 1973.

We find that the applicant should be authorized to perform the service as proposed during the present ski season, and that public convenience and necessity require that such service be authorized. We will restrict the service between applicant's condominium and the Mammoth Chair Lift, a distance of not to exceed two miles, until further order from this Commission. We further find that the effective date of this order should be the date hereof.

We conclude that the applicant should be temporarily authorized to provide service as a permitted charter-party carrier of passengers for the balance of the 1973 ski season, only.

INTERIM ORDER

IT IS ORDERED that:

1. Until further order of this Commission a permit is granted to East Sierra Development Corporation, a California corporation, to transport passengers in a 24-passenger school bus between applicant's Mammoth condominium in Mammoth and the Mammoth Chair Lift, a distance of not to exceed two miles. This service is authorized pursuant to Section 5384 of the Public Utilities Code.

2. In providing service pursuant to the permit herein granted, applicant shall comply with and observe the following service regulations. Failure to do so may result in a cancellation of the operating authority granted by this decision.

Applicant will be required, among other things, 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-A, and insurance requirements of the Commission's General Order No. 115-A.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 23<sup>rd</sup> day of FEBRUARY, 1973.

Vernon L. Stinson  
President  
William Lyman  
William  
Alvin  
Commissioners