

ORIGINAL

Decision No. 83325

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of JOHN E. COOK, an individual, dba COOK'S CHARTER BUS SERVICE, of Twentynine Palms, California, for a Class "B" Certificate to operate as a charter-party carrier of passengers.

Application No. 54828  
(Filed April 25, 1974;  
amended May 29, 1974)

O P I N I O N

Applicant requests authority to operate out of Twentynine Palms in San Bernardino County as a Class B charter-party carrier of passengers. Greyhound Lines - West and The Gray Line Tours Company filed protests, which were withdrawn after applicant filed an amended application agreeing to the exclusion of "all points on and south of Interstate Highway 10, also known as U.S. Highway 60," from his proposed originating service area.

Applicant will provide service with a 1967 12-passenger Chrysler, a 1957 38-passenger G.M.C. bus, a 1957 41-passenger G.M.C. bus, and a 1958 41-passenger G.M.C. bus. His bank is in Downey, California, and his insurance agent is located in Long Beach. His liabilities temporarily exceed his assets due to amounts owing on his motor vehicle equipment. There are no other charter operations based within 50 miles of Twentynine Palms, which has 5,600 residents.

Findings

1. Applicant will provide service as a charter-party carrier of passengers from Twentynine Palms, California.
2. There are no other charter operations based within a radius of 50 miles.
3. Applicant has agreed that his originating service area should exclude all points on and south of Interstate Highway 10, also known as U.S. Highway 60.
4. Protestants withdrew after applicant agreed to limit his operating authority.

5. Public convenience and necessity require that the proposed service be authorized.

6. Applicant possesses the experience, equipment, and financial resources to initiate and conduct the proposed transportation service.

7. We find with reasonable certainty that the project involved in this proceeding will not have a significant effect on the environment.

8. A public hearing is not necessary.

The Commission concludes that the application should be granted in the manner set forth in the following order.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to John E. Cook, authorizing him to operate as a Class B charter-party carrier of passengers as defined in Section 5383 of the Public Utilities Code from a service area encompassing a radius of 40 miles from applicant's terminal at Twentynine Palms, California, but excluding therefrom all points on and south of Interstate Highway 10, also known as U.S. Highway 60.

2. In providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations. Failure so to do 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

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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-B.

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

Dated at San Francisco, California, this 20<sup>th</sup> day of AUGUST, 1974.

Vernon L. Sturgeon  
President  
William J. Synges  
[Signature]  
[Signature]  
Commissioners