

Decision No. 85166

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
PINK BUS LINES, INC. to extend the  
existing passenger stage route  
(Highway 39) presently operated by  
Paul Arthur Kadletz and Michael  
Anthony Kadletz, for a certificate  
of public convenience and necessity.

Application No. 54165  
(Filed July 10, 1973)

In the Matter of the Application of  
PINK BUS LINES, INCORPORATED for  
authority to operate a passenger  
stage service between the City of  
Pomona in Los Angeles County and  
the City of Newport Beach in  
Orange County as a public conve-  
nience and necessity.

Application No. 54202  
(Filed July 24, 1973)

Michael A. Kadletz and Howard F. Ahmanson, for  
applicant.

Dennis D. O'Neil, Attorney at Law, for City of  
Newport Beach; and Stephen T. Parry, for the  
Southern California Rapid Transit District;  
protestants.

Kennard R. Smart, Jr., Attorney at Law, for  
Orange County Transit District, interested  
party.

John deBrauwere, for the Commission staff.

ORDER OF DISMISSAL

These applications were consolidated for hearing because of  
interrelated subject matter. Application No. 54165 is one in which  
Pink Bus Lines, Inc. (Pink Bus) seeks an extension of passenger  
stage operating authority along Beach Boulevard in Orange County to  
the intersection of the Pomona Freeway and Hacienda Boulevard in  
Los Angeles County. Application No. 54202 is one in which Pink Bus  
seeks passenger stage operating authority from the city of Pomona in  
Los Angeles County to the Newport Beach Pier in Orange County.

A duly noticed public hearing was held on the merits in these consolidated matters before Examiner Donald B. Jarvis in Los Angeles on January 17, 1974. These matters were submitted subject to the filing of the transcript and certain late-filed exhibits. Submission occurred on February 24, 1974.

As indicated, each of the above-entitled applications was filed by Pink Bus Lines, Incorporated, a corporation. In Decision No. 81999 in Application No. 54088 the Commission authorized the transfer of the operating rights here involved to the corporation. A decision in the above-entitled matters was held in abeyance pending compliance with Decision No. 81999. On September 8, 1975, the Examiner took official notice of the fact that the Commission's records indicated that the transfer authorized in Decision No. 81999 had not been consummated. The Examiner vacated the submission of these matters and restored the matter to the Commission calendar "for the limited purpose of taking evidence on the status of applicant and whether the above-entitled applications should be dismissed."

A duly noticed further hearing was held in these consolidated matters before Examiner Jarvis on September 22, 1975 in Los Angeles and they were resubmitted on that date.

Pink Bus did not appear at the hearing. The Commission staff presented evidence which indicated that the transfer authorized in Decision No. 81999 has not been consummated, that no passenger stage operations are presently being conducted under the basic operating rights here involved and that the president of Pink Bus advised the staff that it had no interest in pursuing these matters.


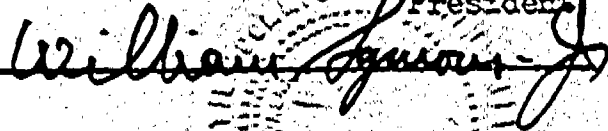
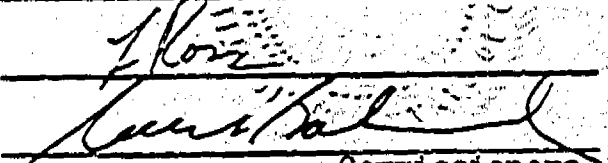
A-54165, A-54202 kw

The Commission finds and concludes that Application Nos. 54165 and 54202 should be dismissed.

IT IS ORDERED that Applications Nos. 54165 and 54202 are hereby dismissed.

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

Dated at San Francisco, California, this 25<sup>th</sup> day of NOVEMBER, 1975.

  
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President  
  
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Commissioners

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.