

ORIGINAL

Decision 84 02 033

FEB 1 1984

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of JACK THOMAS MILLER doing)
business as JET STREAM LIMOUSINE)
for a Class B charter bus cer-)
tificate from home terminal in)
Van Nuys, Ca.)

Application 83-11-47
(Filed November 21, 1983)

O P I N I O N

Jack Thomas Miller, doing business as Jet Stream Limousine, seeks a Class B certificate of public convenience and necessity to operate as a charter-party carrier of passengers from a service area with a 40-mile radius from his home terminal at 7614 Hayvenhurst Avenue, Van Nuys.

Notice of the filing of this application appeared in the Daily Transportation Calendar on November 25, 1983. There were no protests.

On November 15, 1983 applicant's assets totaled \$661,700^{1/} which consist of \$11,500 in cash, \$1,200 in inventory, \$17,000 in other assets, \$616,000 in land and buildings, and \$16,000 in motor vehicle equipment. His liabilities of \$185,300^{1/} consist of \$300 in accounts payable, \$13,000 due on motor vehicle equipment, and \$172,000 in other liabilities. His net equity was \$276,400 on that date.

^{1/} By letter dated December 21, 1983 applicant made minor corrections to the summary of his assets and liabilities shown in his application. This letter is received as Exhibit 1.

Applicant states he has five years of experience in transporting passengers in the air charter business in compliance with stringent Federal Aviation regulations. The application states that applicant will initially operate a five-passenger 1980 Cadillac limousine in his charter operations. Exhibit 1 states this vehicle will carry more than five passengers excluding the driver. Applicant states that the proposed service is needed because there is no similar service based near the Van Nuys Airport; there is a growing demand for charter operations in the area, e.g., he expects future requests for service from a new hotel under construction in his proposed service area. Applicant states owners and renters of aircraft surveyed by him want an alternative to leaving their personal automobiles at the airport during their trips. Applicant contends that charter use of his vehicle would reduce parking problems at the airport.

Findings of Fact

1. Applicant has the fitness, equipment, and financial resources to perform the proposed service.
2. A public hearing is not necessary.
3. Applicant should be authorized to pick up passengers within a radius of 40 air miles from his home terminal at 7614 Hayvenhurst Avenue, Van Nuys.
4. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

Conclusions of Law

1. Public convenience and necessity require that the requested authority be issued.
2. The following order should be effective today because there is a public need for the proposed service.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity, to be renewed each year, is granted to Jack Thomas Miller authorizing him to operate as a Class B charter-party carrier of passengers, as defined in PU Code Section 5383, from a service area with a radius of 40 air miles from applicant's home terminal at 7614 Hayvenhurst Avenue, Van Nuys.
2. Applicant shall:
 - a. Obtain California Highway Patrol (CHP) clearance for each vehicle to be used in this Class B charter-party operation.
 - b. Notify the Commission and CHP of any addition or deletion of vehicle(s) used in the service prior to use.
 - c. Establish the authorized service within 360 days after this order is effective.
3. The Passenger Operations Branch will issue the annual renewable certificate on Form PE-695 as authorized by Resolution PE-303 when it receives CHP clearances and evidence of liability protection in compliance with General Order Series 115.

4. In providing service under the certificate, applicant shall comply with General Orders Series 98 and 115 and the CHP safety rules.

5. This certificate does not authorize the holder to conduct any operations on the property of or into any airport unless such operation is authorized by both this Commission and the airport authority involved.

6. The Class B certificate of public convenience and necessity granted by this order does not authorize round-trip sightseeing-tour service, which is not subject to regulation by this Commission.

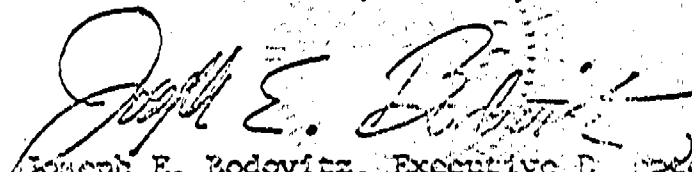
This order is effective today.

Dated FEB 1 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Joseph E. Bodovitz, Executive Director