

ORIGINALDecision S4 02 CS9

FEB 16 1984

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of CALIFORNIA PARLOR CAR)
 TOURS for authority to provide one-way)
 and round-trip sightseeing and pleasure)
 tours from San Francisco, CA; Merced,)
 CA and Fresno, CA to Yosemite National)
 Park and from Yosemite National Park)
 to South Lake Tahoe over Interstate)
 Highways 80, 580, 205 and 5, U.S.)
 Highway 395 and 50, and California)
 Highways 120, 140, 89 and 41.)

Application 83-09-76
 (Filed September 27, 1983)

O P I N I O N

California Parlor Car Tours is an affiliate of Greyhound Lines and a corporation organized and existing under the laws of the State of California, having its principal place of business in the Cathedral Hill Hotel, 1101 Van Ness Avenue, San Francisco, California 94109. A certified copy of its Articles of Incorporation is on file with the Commission.

Applicant is a passenger stage corporation as defined in Section 226 of the Public Utilities Code, with extensive authority to operate throughout this State. It has applied to consolidate and expand certain routes to include Fresno, Tahoe, and Yosemite National Park. Applicant has 32 buses in service, with capacities ranging from 39 to 43 passengers. Twelve tours are listed, with variations, extending from one to six days in length. Fares and proposed regulations are listed in appendices to the application. Applicant has suggested that the proposed authority be granted by listing the new routes on a revised page in the appendix to its certified authority. No protests to the application were received.

The routes proposed to be served on a point-to-point basis are numbered and described as follows:

- 1.15 - From San Francisco, via Interstate Highways 80, 580, Livermore, CA, to Interstate Highway 205, to Interstate Highway 5, to California Highway 120 to Yosemite National Park.
- 1.16 - From Yosemite National Park via California State Highways 140 and 120 to Lee Vining, CA, then via U.S. Highway 395, California State Highway 89 and U.S. Highway 50 to South Lake Tahoe.
- 1.17 - From Yosemite National Park via California State Highway 140 to Merced, CA.
- 1.18 - From Yosemite National Park via California State Highway 41 to Fresno, CA.

In addition, applicant has requested authority to provide a round-trip sightseeing service which this Commission no longer regulates. In Decision (D.) 82-09-087 dated September 22, 1982 in Application (A.) 59818 (Western Travel Plaza, Inc.) and A.60174 (Kintetsu International Express (USA), Inc.), we concluded that round-trip sightseeing-tour service is not a passenger stage corporation service and that round-trip sightseeing-tour service is not subject to regulation by this Commission. The California Supreme Court, on February 10, 1983, denied a petition for writ of review of D.82-09-087 in SF 24484, Orange Sightseeing Company v PUC. A petition for rehearing was denied by the Court on March 19, 1983. The request for authority to provide a round-trip sightseeing service will be dismissed.

Applicant's balance sheet as of December 31, 1982, is attached to the application. It shows assets of over \$4,000,000 and current liabilities of \$1,400,000. Applicant is a large, capable carrier, partially sponsored by Greyhound Lines. Applicant serves all termini listed in the proposed authority. A grant will enable applicant to connect the termini over new routes and provide a more versatile service to the public. The application should be granted by amending the applicable pages in the applicant's operating authority.

Findings of Fact

1. Applicant is a passenger stage corporation with extensive operating authority in the State of California.
2. It has applied for authority to consolidate and expand certain routes in areas where it currently provides service.
3. The proposed changes will provide more efficient transportation for those who travel applicant's established routes.
4. Public convenience and necessity require that the changes in service proposed by the applicant be authorized.
5. A public hearing is not necessary.

Conclusion of Law

The application should be granted.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to California Parlor Car Tours, authorizing it to expand its operations as a passenger stage corporation, as defined in Public Utilities Code Section 226. Appendix A of D.62340, as amended, is further amended by replacing Original Page 4 with First Revised Page 4 and adding Original Page 4A (attached).
2. Applicant shall:
 - a. File a written acceptance of this certificate within 30 days after this order is effective.
 - b. Establish the authorized service and file tariffs and timetables within 120 days after this order is effective.
 - c. State in its tariffs and timetables when service will start; allow at least 10 days' notice to the Commission; and make timetables and tariffs effective 10 or more days after this order is effective.

- d. Comply with General Orders Series 79, 98, 101, and 104, and the California Highway Patrol safety rules.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.

3. 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.

4. The portions of the application which request round-trip sightseeing authority are dismissed for lack of jurisdiction.

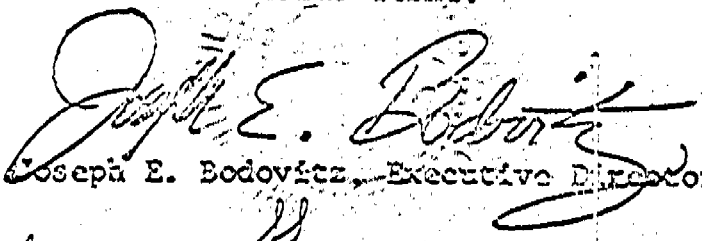
This order becomes effective 30 days from today.

Dated February 16, 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
PRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

Commissioner Victor Calvo,
being necessarily absent, did
not participate.

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


Joseph E. Bodovitz, Executive Director

SECTION 1. - AUTHORIZED TOURS (Continued)

3. Between San Francisco and Eureka to be operated in round trip service only, over the following routes and combinations thereof:
 - 3.01 - From San Francisco, over U.S. Highway 101 to Eureka, returning over U.S. Highway 101 to junction California Highway 20 (Lake County Junction), thence over California Highway 20 to junction California Highway 53 (Williams Junction), thence over California Highway 53 to Middletown, thence over California Highway 29 to Vallejo, thence over U.S. Highway 40 to junction Business Route U.S. Highway 40 to Oakland, thence over the San Francisco-Oakland Bay Bridge to San Francisco.
 - 3.02 - From Lower Lake, over unnumbered highway via Seigler Springs to Middletown.
 - 3.03 - From Seigler Springs, over unnumbered highway to junction California Highway 29 (Hobergs Junction), thence over California Highway 29 to Middletown.

Special Condition:

Authority is not granted to operate to or from Muir Woods or Petrified Forest.

- *4. One-way service between San Francisco, Merced Fresno, Yosemite National Park, and South Lake Tahoe over the routes described as follows:

Issued by California Public Utilities Commission.

*Added by Decision 84 02 0S9, Application 83-09-76.

SECTION 1. - AUTHORIZED TOURS (Continued)

- 4.1 - From San Francisco, via Interstate Highways 80, 580, Livermore, CA to Interstate Highway 205, to Interstate Highway 5, to California Highway 120 to Yosemite National Park.
- 4.2 - From Yosemite National Park via California State Highways 140 and 120 to Lee Vining, CA, then via U.S. Highway 395, California State Highway 89 and U.S. Highway 50 to South Lake Tahoe.
- 4.3 - From Yosemite National Park, via California State Highway 140 to Merced, CA.
- 4.4 - From Yosemite National Park via California State Highway 41 to Fresno, CA.

SECTION II - GENERAL CONDITIONS

1. Authority Limited to All-Expense Tours.

The sightseeing and pleasure tours herein authorized shall be operated only as "package" or "all-expense" tours wherein, in addition to the transportation to be provided, the company will, on receipt of advance payment therefor, arrange

Issued by California Public Utilities Commission.

Decision 84 02 059, Application 83-09-76.

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