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Decision _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
JERROLD L. and LAURA M. POOLE, d/b/a)
LAURA'S TOURS, for a Class B charter)
bus certificate from home terminal)
in Orange, CA. }

Application 83-08-68
(Filed August 29, 1983)

O P I N I O N

Jerrold L. Poole and Laura M. Poole, a partnership, doing business as Laura's Tours, seek 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 their home terminal at 689 Orange Road, Orange.

Notice of the filing of this application appeared in the Daily Transportation Calendar on September 1, 1983. There were no protests.

Applicants state they own three vans with passenger seating capacities of 21, 12, and 11 passengers, excluding drivers. Applicants claim: they have six years of experience in the transportation business primarily in the charter bus tour business; they have facilities in Orange County for garaging and maintaining their equipment; they will perform routine in-house maintenance and will use local vendors for major maintenance and emergency road service; they have the clerical staff needed to support the proposed operations; and they have the financial ability to undertake the proposed operations.

Applicants' results of operations study estimates charter revenues of \$90,000 and operating expenses, excluding income taxes, of \$59,900. Included in the expenses is depreciation expense of \$10,000. Applicants' June 13, 1983 compilation of assets, liabilities, and equity for Laura's Tours shows assets of \$31,512, liabilities of \$33,288, and a negative equity of \$1,776. The assets included a vehicle with an asset value of \$2,500. Applicant submitted additional information (Exhibit 1) to the Commission to clarify the discrepancy between depreciation expense and assets, and to demonstrate their ability to support the proposed operation. Exhibit 1 shows applicants' updated financial information on August 31, 1983. Applicants increased their investment in transportation equipment to \$40,759. On the latter date their assets were \$56,897, their liabilities were \$53,158, and their equity increased to \$3,739.

Findings of Fact

1. Applicants have the ability, equipment, and financial resources to perform the proposed service.
2. A public hearing is not necessary.
3. Applicants should be authorized to pick up passengers within a radius of 40 air miles from their home terminal at 689 Orange Road, Orange.
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 to applicants.

2. The effective date of this order should be the date of signature in order that applicants may begin operations of a needed service as soon as possible.

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 Jerrold L. Poole and Laura M. Poole, authorizing them 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 applicants' home terminal at 689 Orange Road, Orange.

2. Applicants 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 vehicles 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, applicants 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. It does, however, permit applicant to offer charter service to a sightseeing-tour operator.

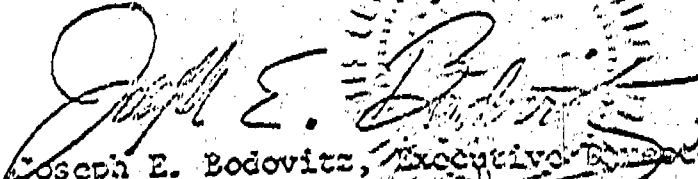
This order is effective today.

Dated MAR 21 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