

*H. Bell*

Decision 84 03 085

MAR 21 1984

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Merced Transportation, a California corporation, for a Class "B" certificate to operate as a charter-party carrier of passengers in Merced.

Application 82-03-76  
(Filed March 22, 1982)

O P I N I O N

Merced Transportation Company, doing business as Via Charter Lines (Via), was granted a Class B charter-party carrier of passengers certificate in Decision 82-06-84 dated June 15, 1982. Via seeks to eliminate a service restriction of five buses only which was imposed by our earlier decision as a result of a stipulation between applicant and Greyhound Lines, Inc.

This application appeared in the Commission's Daily Transportation Calendar on October 21, 1983 and no protests have been received. The Transportation Division has no objection to the removal of the five buses only restriction.

Via states that it has experienced a very positive response to its service in the Merced market and requests that it be allowed to acquire vehicles in accordance with demand for its services.

Findings of Fact

1. Applicant's Class B charter-party authority is presently limited to five buses.
2. Applicant's growing volume of business necessitates the removal of the stated restriction.
3. There are no protests to this application, and a public hearing is not required.

Conclusion of Law

The application should be granted as set forth in the following order. Since there are no protests, this order should be effective at once.

O R D E R

IT IS ORDERED that:

1. Applicant's certificate of public convenience and necessity is modified to remove the present restriction of five buses. Except for this modification, applicant's authority shall remain as set forth in the Class B charter-party certificate issued in Decision 82-06-084.

2. Applicant shall obtain California Highway Patrol (CHP) clearance for each vehicle to be used in its operation and shall notify the Commission and the CHP of any addition of vehicles used in the service prior to use, and of any deletions.

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.

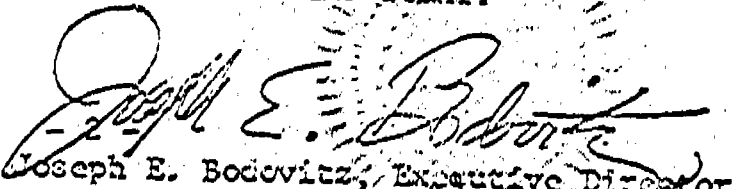
This order is effective today.

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