

Decision 84 04 034

APR 4 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of PETER H. SCHEIMBACH, doing
business as WANDERSMANN, INC.,
for a Class B charter bus
certificate from home terminal
in Los Angeles.

Application 84-01-15
(Filed January 6, 1984)

O P I N I O N

Wandersmann, Inc. (applicant) was incorporated in California on November 23, 1983. A copy of its articles of incorporation and bylaws are attached to the application. It has applied herein for a certificate of public convenience and necessity as a Class B charter-party carrier of passengers (Public Utilities (PU) Code §§ 5371 to 5375), operating out of a terminal at 124 North Van Ness, Los Angeles, California. Applicant has never held operating authority from this Commission. Applicant's president has 12 years experience in the transportation of passengers by motor vehicle over the public highways and 2 years experience as a dispatcher.

Applicant owns 2 vans (14 and 17 passengers) and 1978 (53 passengers), 1980 (24 passengers), and 1981 (43 passengers) buses. Additional vehicles will be leased, if needed. Applicant alleges that the proposed operations demonstrate public convenience and necessity and that the Olympics in Los Angeles will require that more passenger carriers be available at all times.

Applicant's total assets are \$1,487,900; liabilities total \$320,000. Motor vehicle equipment is valued at \$136,000. The estimated annual result of charter operations lists revenue of \$138,000, revenue mileage of 133,000, and expenses of \$127,200.

Notice of the filing of this application appeared in the Commission's Transportation Calendar on January 12, 1984. No protests have been received.

Findings of Fact

1. Applicant has the ability, experience, equipment, and financial resources to perform the proposed service.
2. Public convenience and necessity require the service proposed by applicant.
3. Applicant should be authorized to pick up passengers within a radius of 40 air miles from his home terminal at 124 North Van Ness, Los Angeles.
4. No protest has been received and public hearing is not necessary.
5. 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 have been demonstrated and a certificate should be granted.
2. This order should become effective immediately as public convenience and necessity have been demonstrated.

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 Wandersmann, Inc. authorizing it to operate as a Class B charter-party carrier of passengers, as defined in PU Code § 5383, from a service area with a radius of 40 air miles from applicant's home terminal at 124 North Van Ness, Los Angeles.

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

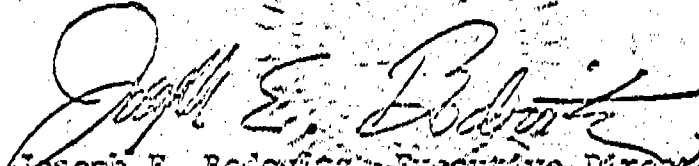
This order is effective today.

Dated APR 4 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
Commissioners

Commissioner William T. Bagley
being necessarily absent, did
not participate.

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


Joseph E. Bodovitz, Executive Director