

Decision 84 04 069

APR 18 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of }
JBN CHARTER SERVICE, INC. for a }
Class B charter bus certificate }
from home terminal in Torrance, }
California. }

Application 84-01-53
(Filed January 23, 1984)

O P I N I O N

JBN Charter Service, Inc. (applicant) was incorporated in California on November 21, 1983. A copy of its Articles of Incorporation was filed with this application. It has applied for a certificate of public convenience and necessity as a Class B charter-party carrier of passengers (Public Utilities (PU) Code §§ 5371 to 5375), out of a terminal at 20707 Anza Avenue, No. 153, Torrance, (Los Angeles County), California.

Applicant has never held operating authority from this Commission. Applicant's officers and management have nine years' experience in the tour business and twelve years in management. Applicant is the owner of eight 1968 39-passenger GMC buses. Additional buses will be leased if they are needed.

Applicant's representatives have contacted senior citizens, church groups, social clubs, tour agents, and hotels. All those contacted assured applicant that the proposed service is required by public convenience and necessity.

Applicant's assets total \$424,818; total liabilities are \$246,181. It is projected that during the first year of operation revenue mileage will total \$220,000, revenue \$213,000, and operating expense \$106,331.

Notice of the filing of this application appeared in the Commission's Daily Transportation Calendar of January 31, 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 20707 Anza Avenue, No. 153, Torrance.
4. No protest has been received and a 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 JBN Charter Service, 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 20707 Anza Avenue, No. 153, Torrance.
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.

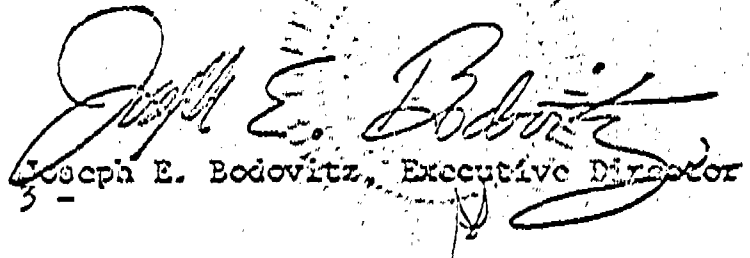
6. The Class B certificate of public convenience and necessity granted by this order does not authorize round-trip sightseeing-tour service, which is not subject to regulation by this Commission. It does, however, permit applicant to offer charter service to a sightseeing-tour operator.

This order is effective today.

Dated APR 18 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