

Decision 84 04 079 April 18, 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of TRANS WEST SPECIALTIES, P.O.)
Box 543, Visalia, CA 93279 for a)
Class B charter bus certificate)
from home terminal in Visalia,)
CA.)

Application 83-09-86
(Filed September 30, 1983)

O P I N I O N

Trans West Specialties, a California corporation, has applied for a certificate of public convenience and necessity as a Class B charter-party carrier of passengers^{1/} (Public Utilities (PU) Code Sections 5371 to 5375).

No other Commission operating authority has been held by applicant.

Applicant states that it has operated city and rural transit systems in Tulare County for the past three years. Applicant's owner has operated Orange Belt Stages, a passenger stage corporation.

Applicant states that it intends to provide charter-party service for small groups using three 16-passenger vans, a 12-passenger van, and a 21-passenger bus. Applicant alleges that there is a need to charter buses for 10 to 25 persons; this size vehicle is not readily available from existing intercity carriers; and local municipal transit operators do not charter municipal's vehicles beyond municipal's operating boundaries because of local policy and/or federal restrictions.

1/ Applicant's letter dated February 28, 1984 (Exhibit 2) indicates that the wrong designation (charter-party carrier of passengers permit) was checked on Form PE-654 in the application.

Applicant's total assets are \$307,508;^{2/} \$129,309 of this is attributed to applicant's buses and vans. It is projected that the typical year's revenue mileage will be 301,858 miles, producing total revenues of \$470,160 including \$38,400 in charter revenues. Total operating expenses will be \$349,114.

Notice of the filing of this application appeared in the Commission's Daily Transportation Calendar of October 5, 1983. 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 715 East Acequia Avenue, Visalia.
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.

^{2/} By letter dated February 22, 1984, applicant submitted revised financial data (Exhibit 1).

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 Trans West Specialties authorizing it 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 applicant's home terminal at 715 East Acequia Avenue, Visalia.
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 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, applicant shall comply with General Order 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

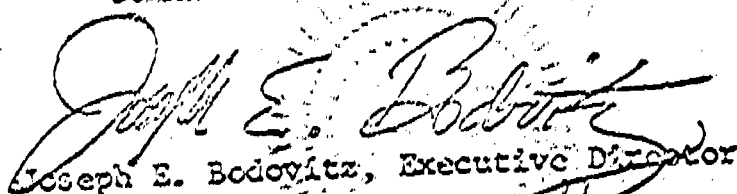
PRISCILLA C. GREW

DONALD VIAL

WILLIAM T. BAGLEY

Commissioners

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


Joseph E. Bodovitz, Executive Director

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