

Decision 84 05 CSC

MAY 16 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)
of William F. Martin and Richard)
Midiri, doing business as Dunhill)
Limousine, for a Class B charter)
bus certificate from home terminal)
in Van Nuys.)

Application 84-03-69
(Filed March 21, 1984)

O P I N I O N

William F. Martin and Richard Midiri, a partnership, doing business as Dunhill Limousine, have applied for a certificate of public convenience and necessity as a Class B charter-party carrier of passengers (Public Utilities (PU) Code Sections 5371 to 5375).

No Commission operating authority has been held by applicants. They state that they have had experience as drivers for limousine service and intend to operate one 1984 Cadillac stretch sedan in providing the proposed transportation service. Applicants allege that the proposed operations are required for "Entertainment functions; Weddings; Funerals; Social activities; Graduation Proms; Corporate accounts (VIP's); Airport Transportation not otherwise provided for (Taxis, Busses, etc.)."

Applicants' initial total assets are \$729. It is projected that the typical year's mileage will be 15,000 miles producing a revenue of \$15,000.

Notice of the filing of this application appeared in the Commission's Daily Transportation Calendar of March 24, 1984. No protests have been received.

Findings of Fact

1. Applicants have the ability, experience, and equipment to perform the proposed service.
2. Public convenience and necessity require the service proposed by applicants.
3. Applicants should be authorized to pick up passengers within a radius of 40 air miles from their home terminal at 7331 Cantaloupe, Van Nuys.
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 William F. Martin and Richard Midiri 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 7331 Cantaloupe, Van Nuys.
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 vehicle 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 (GO) Series 115.

4. In providing service under the certificate, applicants shall comply with GO Series 98 and 115 and the CHP safety rules.

5. Prior to initiating service to any airport, the applicant shall notify the airport authority involved. 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 applicants to offer charter service to a sightseeing-tour operator.

7. The application is granted as set forth above.

This order is effective today.

Dated MAY 16 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO

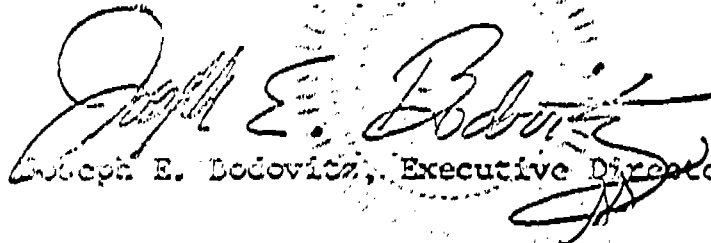
PRISCILLA C. GREW

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. Bodovick, Executive Director

- b. Notify the Commission and CHP of any addition or deletion of vehicle 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 (GO) Series 115.

4. In providing service under the certificate, applicants shall comply with GO Series 98 and 115 and the CHP safety rules.

5. This certificate does not authorize the holders 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.