

Decision 84-66 068

June 6, 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the application of)
MICHAEL SCOTT GREEN, and DANIEL)
ALLEN ROGERS, doing business as)
EXCLUSIVE COACH WEST, for a Class B)
charter bus certificate from home)
terminal in Thousand Oaks.)

Application 84-03-17
(Filed March 5, 1984)

O P I N I O N

Michael Scott Green and Daniel Allen Rogers, a partnership, doing business as Exclusive Coach West, have applied for a certificate of public convenience and necessity as a Class B charter-party carrier of passengers (Public Utilities Code §§ 5371 to 5375).

Applicants have never held operating authority from this Commission. Applicants have two years' experience in the operation of stretch limousines and motor homes. Applicants allege that they have received requests to perform service at weddings, and to transport local groups to points of interest. Applicants also allege that public convenience and necessity require that the proposed operations be authorized. ✓

Applicants' financial statement is dated February 15, 1984. It shows assets of \$29,507 and liabilities of \$19,000. It is proposed that the typical year's revenue mileage will be 16,000 passenger miles, producing revenue of \$30,000. ✓

Notice of the filing of this application appeared in the Commission's Daily Transportation Calendar of March 9, 1984. No protests have been received.

Findings of Fact

1. Applicants have the ability, experience, equipment, and financial resources 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 2324 Markham Avenue, Thousand Oaks, Ventura County, CA.
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 Michael Scott Green and Daniel Allen Rogers, authorizing them 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 applicants' home terminal at 2324 Markham Avenue, Thousand Oaks, CA.
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(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, applicants shall comply with General Orders Series 98 and 115 and the CHP safety rules.

5. Prior to initiating service to any airport, the applicants 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.

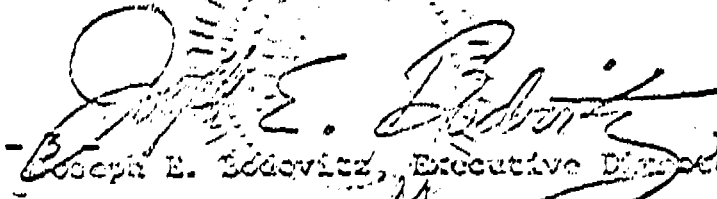
This order is effective today.

Dated JUN 6 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

Commissioner Priscilla C. Grew,
being necessarily absent, did
not participate

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


Joseph E. Sedovitz, Executive Director

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