

Mailed
'APR 22 1992

Decision 92-04-048 April 22, 1992

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application and)
Protest of STLB, Inc., dba Bob)
Leech's Autorental, re: Permit to)
Operate as a Passenger Charter)
Party Carrier Pursuant to Public)
Utilities Code Section 5384.)

Application 88-01-028
(Filed January 27, 1988)

ORDER OF DISMISSAL

On July 8, 1988, we issued Decision (D.) 88-07-036 wherein we ordered the Tariff and License Branch to issue an annual renewable permit authorizing operations as a charter-party carrier of passengers between applicant's place of business in South San Francisco and San Francisco International Airport.

On October 26, 1988 we issued D.88-10-064 granting rehearing of D.88-07-036 and a stay of D.88-07-036 pending further order of the Commission.

Division 2, Chapter 8 of the Public Utilities (PU) Code (§§ 5351 to 5420 inclusive) is applicable to Charter-Party Carriers of Passengers. Subsequent to the issuance of D.88-07-036 and D.88-10-064, § 5353 of the PU Code was amended by adding § 5353(k) to provide as follows:

"This chapter does not apply to any of the following:"

* * *

"(k) Subject to Section 34507.6 of the Vehicle Code, transportation service provided by the operator of an automobile rental business in vehicles owned or leased by that operator, without charge other than as may be included in the automobile rental charges, to carry its customers to or from its office or facility where rental vehicles are furnished or returned after the rental period."

Section 34507.6 of the Vehicle Code requires those exempt from regulation pursuant to subdivision k or l of § 5353 of the PU Code to obtain a carrier identification number from the Department of the California Highway Patrol.

Since the operations described in the instant application are exempt from regulation by this Commission,

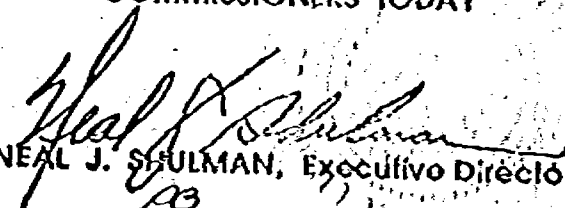
IT IS ORDERED that Application 88-01-028 is dismissed.

This order is effective today.

Dated April 22, 1992, at San Francisco, California.

DANIEL Wm. FESSLER
President
JOHN B. OHANIAN
PATRICIA M. ECKERT
NORMAN D. SHUMWAY
Commissioners

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


NEAL J. SHULMAN, Ejecutivo Director