

ORIGINAL

Decision 82 02 037 FEB - 4 1982

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application
of: JEAN-PIERRE MOURAUX, PRESIDENT,
FRANCE-CALIFORNIA TOURIST SERVICES,
CORP. for a Certificate of Public
Convenience and Necessity authori-
zing the Applicant to operate a
Passenger Stage service, with
sightseeing tours available to the
French speaking (tourist) public
on a per capita basis between
San Francisco and different points
in California, pursuant (sic) to
the provisions of Section 1031,
et seq. of the Public Utilities
Code of the State of California.

Application 60920
(Filed September 22, 1981)

INTERIM OPINION

France-California Tourist Services, Corp. (applicant)
requests a certificate of public convenience and necessity under
Public Utilities Code Section 1031 to conduct sightseeing-tour
operations. Applicant proposes to operate 9 round-trip, French-
speaking, guided, sightseeing tours as follows:

Eight one-day tours from Safari Motel in San Francisco to
the following points;

1. San Francisco City Tour
2. Monterey/Carmel
3. Muir Woods/Sausalito/Tiburon/Golden Gate Park
4. Marine World/Africa U.S.A.
5. Napa Valley
6. Great America
7. Yosemite
8. Reno/Lake Tahoe

One 18-day tour from Los Angeles International Airport
to various points of interest in California.

The tour to Reno/Lake Tahoe is an interstate operation not subject to this Commission's jurisdiction and therefore may require the Interstate Commerce Commission's authorization.

In Decision (D.) 93726 in Application 59818 et al. issued November 13, 1981, we found that sightseeing-tour service over a loop is not that of a passenger stage corporation. However, the portion of that decision completely eliminating our regulation over sightseeing-tour carriers will not become effective until after judicial review. We announced in D.93726 that during this transitional period we would grant pending applications ex parte with temporary operating authority upon a showing that applicant had adequate public liability insurance. Accordingly, we will grant this application. Applicant must file evidence of the required minimum insurance coverage set by General Order 101 before operations begin.

Findings of Fact

1. The proposed operations are sightseeing-tour service over a loop.
2. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

Conclusion of Law

Temporary operating authority should be granted; since there is an alleged need for the proposed service and liability insurance set by General Order 101 will be required before operations begin, the following order should be effective today.

Only the amount paid to the State for operative rights may be used in rate fixing. The State may grant any number of rights and may cancel or modify the monopoly feature of these rights at any time.

INTERIM ORDER

IT IS ORDERED that:

1. France-California Tourist Services, Corp. is granted a temporary certificate of public convenience and necessity to operate over the routes proposed in the application, except the interstate service to Reno/Lake Tahoe, until further order of the Commission and is assigned Passenger Stage Corporation (PSC) No. 1204. A permanent certificate prepared by this Commission may be issued by a final order.

2. Applicant shall:

- a. File a written acceptance of this authority within 30 days after this order is effective.
- b. Establish the authorized service and file tariffs and timetables within 120 days after this order is effective.
- c. State in its tariffs and timetables when service will start; allow at least 10 days' notice to the Commission; and make timetables and tariffs effective 10 or more days after this order is effective.

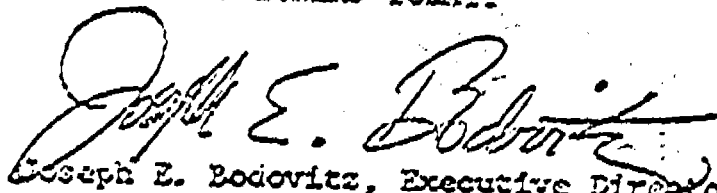
- d. Comply with General Orders Series 79, 98, 101, and 104, and the California Highway Patrol safety rules.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.

This order is effective today.

Dated FEB 4 1982, at San Francisco, California.

JOHN E. BRISON
President
RICHARD D. CRAVELLE
LEONARD M. GRIMES, JR.
VICTOR CALVO
PRISCILLA C. GREW
Commissioners

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


Joseph E. Bodovitz, Executive Director