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JUL 7 - 1982

ORIGINAL

Decision \_\_\_\_\_

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of }  
Howard A. Walker and Jane E. Walker, }  
dba as Tours West, for a Class B }  
charter bus certificate from home }  
terminal in San Jose, CA. }

Application 82-04-59  
(Filed April 23, 1982)

O P I N I O N

Howard A. Walker and Jane E. Walker, a partnership doing business as Tours West, seek a Class B charter-party carrier of passengers certificate to operate from their home terminal at 1318 Foxworthy Street, San Jose.

The application was noticed on the Commission's Daily Calendar and was served upon 25 bus companies in the San Jose area. No protests have been received. The Transportation Division has no objection to the granting of the requested authority. A public hearing is not necessary.

The application shows that applicants own a 1959 Gillig school-type bus with a passenger seating capacity of 40 persons, that their driving records are without blemish, and that they possess the financial ability to provide the proposed service.

Findings of Fact

1. There is a substantial need for the charter-party service proposed by applicants.
2. Applicants have the ability, equipment, and financial resources to perform the proposed charter service.

3. Public convenience and necessity require the service proposed by applicants.

4. A public hearing is not required.

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. Applicants should be authorized to pick up passengers within a radius of 40 air miles from their home terminal.

3. As applicants should proceed without delay in providing the proposed service, the order should be effective today.

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 Howard A. Walker and Jane E. Walker authorizing them to operate as a Class B charter-party carrier of passengers, as defined in Public Utilities Code § 5383, from a service area with a radius of 40 air miles from applicants' home terminal at 1318 Foxworthy Street, San Jose.

2. The Passenger Operations Branch will issue the annual renewable certificate on Form PE-695, as authorized by Resolution PE-303, when it receives California Highway Patrol clearances and evidence of liability protection in compliance with General Order Series 115.

3. In providing service under the certificate, applicants shall comply with General Orders Series 98 and 115 and the California Highway Patrol safety rules.

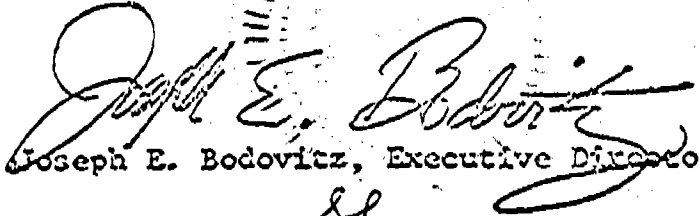
This order is effective today.

Dated JUL 7 1982, at San Francisco, California.

RICHARD D. GRAVELLE  
LEONARD M. GRIMES, JR.  
VICTOR CALVO  
PRISCILLA C. CREW  
Commissioners

Commissioner John E. Bryson,  
being necessarily absent, did  
not participate.

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

  
Joseph E. Bodovitz, Executive Director