

ORIGINAL

Decision 82 07 049 JUL 7 - 1982

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of MC CLAIN BUSES, INC., a)	
California corporation, Chino,)	Application 82-04-15
California, for a Class B charter)	(Filed April 6, 1982;
bus certificate from home)	amended May 13, 1982)
terminal in Chino, California.)	

O P I N I O N

Applicant McClain Buses, Inc., a California corporation, seeks authority to operate as a Class "B" charter-party carrier of passengers from its headquarters in Chino, California. Applicant proposes to provide this service using one 43-passenger intercity 1956 GMC bus which it leases.

Applicant's home terminal is located at 6284 Eisenhower Court, Chino, California 91710.

Notice of filing of the application appeared on the Commission's Daily Calendar dated April 8, 1982. In addition, copies of the application were mailed by applicant to all carriers who might be affected by the proposed service. A protest to the application was filed by Greyhound Lines, Inc. (Greyhound). On May 13, 1982 applicant filed an amendment to the application which seeks to have a restriction placed in any certificate granted by the Commission limiting the number of buses to be used in the proposed operation to two buses.

On May 13, 1982 by letter to the Commission and to the assigned Administrative Law Judge, Greyhound states that the proposed amendment of applicant satisfies Greyhound's interest in the matter and that Greyhound wishes to withdraw its protest to the application.

We will grant the certificate with the requested restriction but if applicant ever desires the restriction removed, it may file an application to modify this decision.

Applicant's financial condition as of March 25, 1982 shows assets of \$29,200 and total liabilities of \$2,300. Applicant's bank is the First Interstate Bank of California, Chino Branch, in Chino, California. Its insurance broker is T.V.I. Insurance Company, Irvine, California. The officers and associates of applicant's corporation have a combined experience of over 16 years in the transportation industry. Their experience is further concentrated within the area of passenger transportation. Applicant's president has been an intrastate bus driver for over 13 years and has additional experience as a light duty mechanic. Applicant has made arrangements for a full and proper maintenance of applicant's vehicles as well as arrangements for backup vehicles in the event of breakdown.

Findings of Fact

1. Applicant has the ability, experience, equipment, and financial resources to perform the proposed service.
2. Public convenience and necessity require the service proposed by applicant.

3. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

4. A public hearing is not necessary.

Conclusion of Law

Public convenience and necessity have been demonstrated and a certificate should be granted to pick up passengers within a radius of 40 air miles from applicant's home terminal at 6284 Eisenhower Court, Chino, California.

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 McClain Buses, Inc. authorizing it 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 applicant's home terminal at 6284 Eisenhower Court, Chino, California.

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. Applicant's proposed operation is limited to two buses only.

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

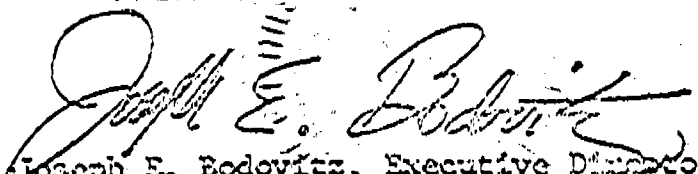
This order becomes effective 30 days from today.

Dated JUL 7 1982, at San Francisco, California.-

RICHARD D. GRAVELLE
LEONARD M. CRIMES, 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