

Decision 82-03-096 August 18, 1982

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of TIFFANY TOURS & TRAVEL SERVICE, )  
INC. for a certificate to operate )  
as a Class "B" charter party )  
carrier of passengers in Los )  
Angeles. )

Application 82-02-58  
(Filed February 23, 1982)

O P I N I O N

Applicant Tiffany Tours & Travel Service, Inc., requests authority to operate as a Class "B" charter-party carrier of passengers from its headquarters located at 5316 West Imperial Highway, Los Angeles, California. Applicant proposes to provide such service with one 1967 flexible 41-passenger bus owned by applicant, one 1980 and one 1981 Ford 20-passenger minibus owned by applicant, and one 1981 14-passenger Dodge van which is leased by applicant. Applicant currently uses this equipment under its passenger stage certificate of public convenience and necessity for sightseeing operations issued by the Commission in 1979. Attached to the application is a declaration of service notification to all carriers affected by the application. In addition, notice of filing of the application appeared on the Commission's Daily Calendar dated February 26, 1982. By letter dated February 11, 1982 Porta Party, holder of a charter-party carrier of passengers certificate, indicated it was going on record as opposing the issuance of a charter-party certificate to applicant. The letter does not conform to the Commission's Rules of Practice and Procedure regarding protests and is not a formal protest. Scheduled hearings provided an additional opportunity for Porta Party to participate in the proceedings which it did not attend.

A public hearing was held in connection with this application in Los Angeles on April 30, 1982 before Administrative Law Judge (ALJ) William A. Turkish under Public Utilities (PU) Code Section 5375.1. At the outset, it came to the attention of the ALJ that the service notification submitted by applicant failed to include all carriers contained in the list of carriers who could be affected by this application furnished applicant by Transportation Division staff. Accordingly, the matter was taken off calendar until such time as applicant filed a new service notification list to include those carriers who had not previously received adequate notice.

On May 26, 1982 applicant filed an amendment to the service notification of its application and certified that all carriers previously omitted from its service notification had been mailed notice of this current application. No formal protests have been received within the time for filing such protests.

Applicant's balance sheet shows assets of \$99,530 and total liabilities of \$32,318. Applicant's bank is the Bank of America, Los Angeles International Airport Branch, and its insurance broker is Allways Insurance, 1725 West 6th Street, Suite 300, Los Angeles, California 90017. Applicant is a California corporation currently conducting sightseeing tour operations as a passenger stage operator over various routes between the City of Los Angeles and Hollywood-Beverly Hills area and also between the City of Los Angeles and the City of Anaheim.

The following order should be effective today since there is a demonstrated public need for the proposed service.

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. A public hearing is not necessary.
4. 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

1. 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 5316 West Imperial Highway, Los Angeles, California 90045.
2. Since there is an immediate public need for the 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 Tiffany Tours & Travel Service, 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 5316 West Imperial Highway, Los Angeles, California 90045.
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, applicant shall comply with General Orders Series 98 and 115 and the California Highway Patrol safety rules.

This order is effective today.

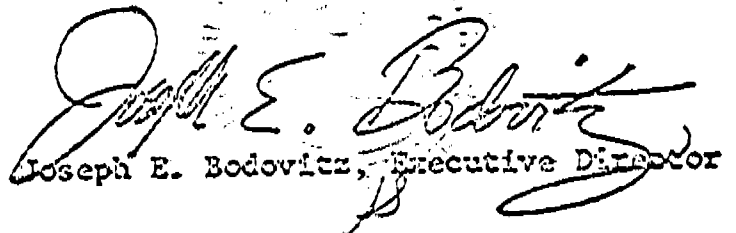
Dated AUG 18 1982, at San Francisco, California.

JOHN E. BRYSON  
President

RICHARD D. GRAVELLE  
LEONARD M. GRIMES, JR.  
VICTOR CALVO  
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. Bodovitz, Executive Director

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Decision S2 OS 036 AUG 18 1982

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