

Decision 82 10 035 OCT 6 1982

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of HOLO HOLO TOURS, INC.,
a California corporation, for a
certificate of public convenience and
necessity to operate passenger service
namely, sightseeing tours within the
Counties of San Luis Obispo and Santa
Barbara, California.

ORIGINAL

Application 82-06-74
(Filed June 30, 1982)

INTERIM OPINION

Holo Holo Tours, Inc., a California corporation, requests a certificate of public convenience and necessity to offer guided sightseeing tours in San Luis Obispo and Santa Barbara Counties on a per capita basis.

Applicant seeks to inaugurate three tours, each commencing from and returning to customers' hotels and motels in Arroyo Grande and vicinity.

In Decision (D.) 93726 in A.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.

Original 7210

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. A temporary certificate of public convenience and necessity is granted to Holo Holo Tours, Inc. authorizing it to operate a sight-seeing-tour service as a passenger stage corporation, as defined in Public Utilities Code § 226, to transport persons and baggage between the points and over the routes set forth in the application and is assigned Passenger Stage Corporation PSC 1253. A permanent certificate prepared by the Commission may be issued by a final order.
2. Applicant shall:
 - a. File a written acceptance of this certificate 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.

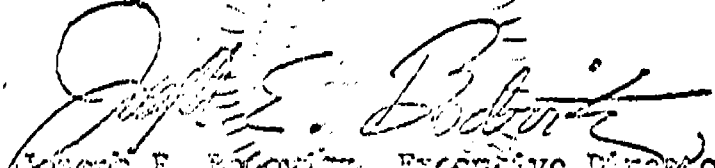
e. Maintain accounting records in conformity
with the Uniform System of Accounts.

This order is effective today.

Dated OCT 6 1982, at San Francisco, California.

JOHN E. BRYSON
President
RICHARD D. GRAVELLE
LEONARD M. CRIMES, JR.
VICTOR CALVO
PRISCILLA C. CREW
Commissioners

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


Joseph E. Bolovitz, Executive Director

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