

ORIGINAL

Decision 82 11 027 NOV 3 - 1982

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application )  
of AGUSTIN GONZALEZ and EVA R. )  
GONZALEZ, dba THREE STAR TOURS, )  
for a Class B charter bus certi- )  
ficate from home terminal in )  
Cathedral City, California. )

Application 82-07-57  
(Filed July 28, 1982)

O P I N I O N

Applicants Agustin Gonzalez and Eva R. Gonzalez, dba Three Star Tours, a joint venture, request authority to operate as a Class "B" charter-party carrier of passengers from a service area with a radius of 40 air miles from their home terminal at 32-851 Sky Blue Water Trail, Cathedral City, California 92234.

Applicants are the owners of one 39-passenger bus. Applicants show a net worth of \$353,550 as of July 12, 1982.

Notice of the filing of this application appeared on the Commission's Daily Transportation Calendar of August 3, 1982, making direct notification to potential competitors unnecessary (Rule 15.1, Rules of Practice and Procedure, effective July 1, 1982). In addition, applicants notified Greyhound Lines, Inc., Gray Line Tours Co., and Trailways, Inc. of the filing.

No protests have been received by the Commission; thus there is no need for a hearing in this matter.

Applicants appear to be fit and able to perform the proposed service. With respect to relevant experience, applicants state that they have been granted a temporary permit and have been approved for a permanent permit for tours from Riverside County, California, to Clark County, Nevada, and return, by the Interstate Commerce Commission.

Although applicants submitted no environmental assessment under Rules of Practice and Procedure, Rule 17.1 (d)(1), we conclude that the nature of the service proposed could only result in salutary environmental effects.

Findings of Fact

1. Applicants have the ability, experience, equipment, and financial resources to perform the proposed service.
2. Public convenience and necessity require the service proposed by applicants.
3. Applicants should be authorized to pick up passengers within a radius of 40 air miles from their home terminal at 32-851 Sky Blue Water Trail, Cathedral City, California 92234.
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

Public convenience and necessity have been demonstrated and a certificate should be granted. Given the need for the proposed service the following 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 Agustin Gonzalez and Eva R. Gonzalez, a joint venture, authorizing them to operate as a Class "B" charter-party carrier of passengers, as defined in Public Utilities Code Section 5383, from a service area with a radius of 40 air miles from applicants' home terminal at 32-851 Sky Blue Water Trail, Cathedral City, California 92234.

2. Applicants shall:

- a. Obtain California Highway Patrol (CHP) clearance for each vehicle to be used in this Class "B" charter-party operation.
- b. Notify the Commission and CHP of any addition or deletion of vehicle(s) used in the service prior to use.
- c. Establish the authorized service within 360 days after this order is effective.

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

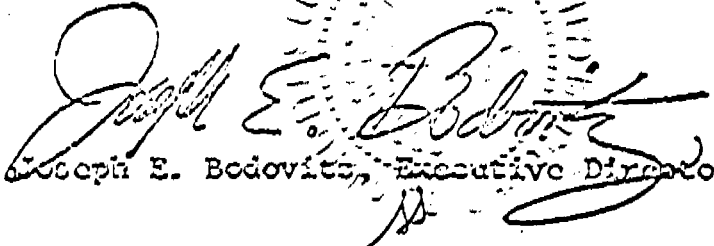
4. In providing service under the certificate, applicants shall comply with General Orders Series 98 and 115, and the CHP safety rules.

This order is effective today.

Dated NOV 3 1982, at San Francisco, California.

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

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

  
Joseph E. Bedovits, Executive Director