

*Process*  
*D-3*

Decision 82 12 077

December 15, 1982

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )	
JOSEPH ARNOLD GARY TAYLOR, dba )	
TAYLOR TRANSPORT, 1912 E. Mettler Rd. )	Application 82-07-60
Lodi, CA 95240 for a Class B )	(Filed July 28, 1982;
charter bus certificate from home )	amended November 12, 1982)
terminal in Lodi, CA. )	

### O P I N I O N

This is an application by Joseph Arnold Gary Taylor (applicant), doing business as Taylor Transport, seeking a certificate of public convenience and necessity to operate as a Class B charter-party carrier of passengers. Applicant requests authority to operate within a radius of 40 air miles from a home terminal in Lodi, and that the requested authority be limited to operations with no more than two buses, each with a capacity of no more than 47 passengers.

Greyhound Lines, Inc. (Greyhound) filed a protest to the application and it was calendared for hearing on November 16, 1982. On November 12, 1982, applicant filed a vehicle restriction amendment to the application and Greyhound withdrew its protest. A duly noticed public hearing was held before Administrative Law Judge (ALJ) Donald B. Jarvis in San Francisco on November 16, 1982. The ALJ submitted the matter on the record.

The verified application indicates that applicant holds a permit issued by this Commission to operate as a vacuum truck carrier. Applicant has experience in the transportation of passengers by motor vehicles over the public highways. The application indicates that applicant has a net worth of \$168,022.

#### 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. Applicant should be authorized to pick up passengers within a radius of 40 air miles from his home terminal at 1912 East Mettler Road, Lodi, California.

4. The authority granted should be restricted to operations with no more than two buses, each with a capacity of no more than 47 passengers.

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.

6. Because of the period of pendency of the application because of the protest, which was withdrawn, it would be in the public interest to make this decision effective today.

Conclusion of Law

Public convenience and necessity have been demonstrated and a certificate should be granted.

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 applicant Joseph Arnold Gary Taylor authorizing him 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 1912 East Mettler Road, Lodi, California. This authority is restricted to the use of no more than two buses, each with a capacity of no more than 47 passengers.

2. Applicant 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.

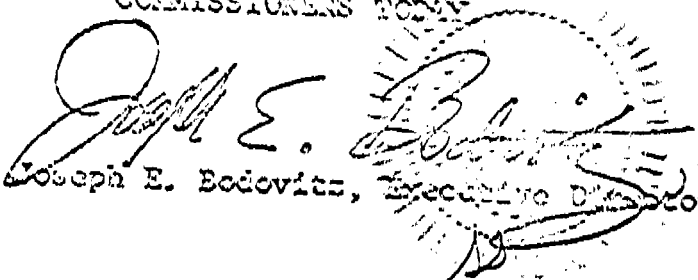
4. In providing service under the certificate, applicant shall comply with General Orders Series 98 and 115 and the CHP safety rules.

This order is effective today.

Dated DEC 15 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. Bodovitz, Executive Director

Decision 82-12 077 DEC 15 1982

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Findings of Fact

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