

~~CONFIDENTIAL~~

Decision 83 01 047 JAN 12 1983

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

|                                    |   |                      |
|------------------------------------|---|----------------------|
| In the Matter of the Application   | ) |                      |
| of CURTIS KNIGHT, E. E. STAFFORD,  | ) |                      |
| and B. H. KNIGHT, dba EVER READY   | ) | Application 82-06-25 |
| BUS LINE for a Class B charter     | ) | (Filed June 9, 1982) |
| bus certificate from home terminal | ) |                      |
| in Los Angeles.                    | ) |                      |

Curtis Knight, for himself, applicant.  
R. D. Rierson, Attorney at Law, for  
 Greyhound Lines, Inc., protestant.

O P I N I O N

Applicants Curtis Knight, E. E. Stafford, and B. H. Knight, dba Ever Ready Bus Line, seek authority to operate as a Class B charter-party carrier of passengers from their headquarters in Los Angeles, California. Applicants propose to provide this service using one 1970 Silver Eagle 46-passenger bus which they own.

Applicants' home terminal is located at 6614 South Western Avenue, Los Angeles, California 90047. Notice of the filing of the application appeared on the Commission's Daily Calendar dated June 10, 1982. In addition, copies of the application were mailed to all carriers who might be affected by the proposed service. A protest to the application was filed by Greyhound Lines, Inc. (Greyhound).

Following notice, a public hearing was held in Los Angeles on November 22, 1982 before Administrative Law Judge (ALJ) William A. Turkish, under Public Utilities (PU) Code Section 5375.1. During the hearing the parties offered a stipulation that applicants would accept a restriction to the use of only one bus in their operation and Greyhound would withdraw its protest. The ALJ accepted the stipulation but informed applicants that they could, at some later time, petition the Commission for removal of this restriction. The matter was then submitted.

Applicants' financial condition as of May 25, 1982 shows assets of \$134,000 and total liabilities of \$71,000. Applicants' bank is shown as Security Pacific National Bank, Compton, California. The application lists applicants' insurance broker or agent as Joseph A. Mitchell, located at 5225 West Rosecrans Avenue, Hawthorne, California. According to the application, one of the owners has driven transit buses within the city and out of state for more than seven years.

We will grant the requested certificate with the stipulated restriction but if applicants ever desire to have it removed, they may file an application to remove the restriction.

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

Conclusions 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 applicants' home terminal at 6614 South Western Avenue, Los Angeles, California.

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 Curtis Knight, E. E. Stafford, and B. H. Knight authorizing them 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 applicants' home terminal at 6614 South Western Avenue, Los Angeles, California.

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. Applicants' proposed operation is limited to one bus only.

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

6. This certificate does not authorize the holder to conduct any operations on the property of or into any airport unless such operation is authorized by the airport authority involved.

This order is effective today.

Dated January 12, 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.  
President

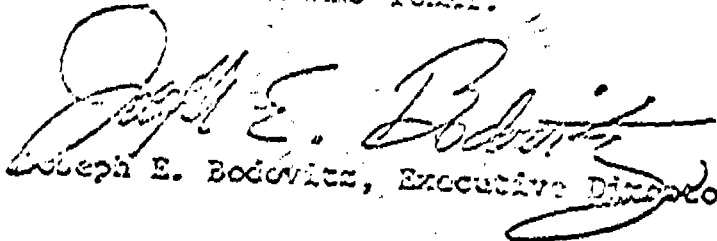
VICTOR CALVO

PRISCILLA C. GREW

DONALD VIAL

Commissioners

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

  
Joseph E. Bodovitz, Executive Director

4. Applicants' proposed operation is limited to one bus only.

5. 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 \_\_\_\_\_, at San Francisco, California.

6. This certificate does not authorize the holder to conduct any operations on the property of or into any airport unless such operation is authorized by the airport authority involved.

4. Applicants' proposed operation is limited to one bus only.

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

This order is effective today.

Dated JAN 12 1983, at San Francisco, California.

*6. This certificate does not authorize the holder to conduct any operations on the property of or into any airport unless such operation is authorized by the airport authority involved.*

LEONARD M. GRIVES, JR.  
President  
VICTOR CALVO  
FRISCILLA C. GROW  
DONALD VIAL  
Commissioners