

Decision 83 02 023 FEB 2- 1983

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application)
of A. M. Charters, Inc., for a)
certificate to operate as a)
Class "B" Charter-party Carrier)
of Passengers in Van Nuys,)
California.)

Application 82-09-47
(Filed September 29, 1982)

O P I N I O N

A. M. Charters, Inc. (applicant), a California corporation, seeks a Class "B" certificate of public convenience and necessity to operate as a charter-party carrier of passengers from a service area with a 40-mile radius from its home terminal at 6535 Haskell Avenue #211, Van Nuys.

Notice of the filing of this application appeared in the Daily Transportation Calendar of October 1, 1982. A timely protest was received from Greyhound Lines, Inc. (Greyhound) requesting a hearing. A scheduled hearing was withdrawn from calendar based upon an agreement between Greyhound and applicant in which applicant agreed to restrict its operations as follows:

- a. Applicant agrees to a 15-mile radius of operations from its Van Nuys home terminal and to serve no charter groups south of the Ventura Freeway (U.S. Route 101-State Route 134).
- b. Applicant would not operate more than two buses in providing the authorized service.

If applicant ever wishes to have these restrictions modified or removed from its certificate, it may file an application requesting such action.

On September 8, 1982 applicant's assets totaled \$64,685, including motor vehicle equipment of \$47,500, cash of \$5,835, and accounts receivable of \$1,430. Its liabilities consisted of \$40,000 due on its motor vehicle equipment. Its net worth on that date was \$24,685. Applicant estimates charter revenues of \$37,180, other revenues for leasing its equipment of \$30,000, and total revenues of \$67,180. Its estimate of operating expenses totals \$29,100, exclusive of depreciation and income tax.

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. Greyhound agreed to withdraw its protest when applicant agreed to restrict its service area to a 15-mile radius from applicant's Van Nuys home terminal, provide no pickup service south of the Ventura Freeway (U.S. Route 101-State Route 134), and to use no more than two buses in providing charter-party service.
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.

Conclusions of Law

1. Public convenience and necessity require that the requested authority should be issued subject to the restriction on applicant's operations contained in Finding 3.

2. The following order should be effective on the date of signature because there is public need for the proposed service.

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 A. M. Charters, Inc., authorizing it 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 15 air miles from its home terminal at 6535 Haskell Avenue #221, Van Nuys; to provide no pickup service south of the Ventura Freeway (U.S. Route 101-State Route 134); and to use no more than two buses in providing Class B charter-party service.

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.

5. 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.

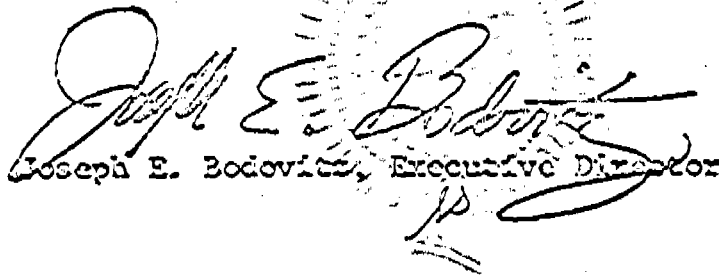
This order is effective today.

Dated SEP 2 1985, 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