

Decision 83 02 052 FEB 16 1983

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
Mike Kazemi, an individual doing)
business as TBT Bus Line, to modify)
Decision 82-02-101 to remove certain)
restrictions from applicant's Class)
B Charter-Party Carrier of Passengers)
Certificate to operate in Oakland.)

Application 82-11-19
(Filed November 5, 1982)

O P I N I O N

Mike Kazemi, an individual doing business as TBT Bus Line, requests that we modify Decision (D.) 82-02-101 by removing the restrictions imposed upon our grant of a Class B charter-party carrier of passengers certificate to him. These two restrictions are that Kazemi shall not operate more than three buses in California intrastate service and that his pickup zone shall exclude the City and County of San Francisco.

Our records show that the operating restrictions Kazemi seeks to have removed were consented to by applicant in order to expedite Commission approval of Application 60910 filed September 16, 1981. Peerless Stages, Inc. (Peerless) and Greyhound Lines, Inc. (Greyhound) had protested that application and offered to withdraw their objections if Kazemi agreed to the restrictions. We incorporated the restrictions in D.82-02-101 as a result of these stipulated agreements between the parties.

The present application was served upon Greyhound and Peerless. It also appeared on the Commission's Daily Calendar. No protests have been received. A public hearing is not required.

Kazemi alleges that, since commencing his operations as a Class B charter carrier, he has received many requests for California intrastate charter service with an origin in San Francisco, and he believes that additional vehicles may be necessary to adequately serve the public.

We think that the application makes a good cause showing of the need for lifting the restrictions upon applicant's certificate.

Findings of Fact

1. Ordering Paragraphs 4 and 5 of D.82-02-101 restrict Kazemi's Class B charter-party carrier of passengers certificate by allowing operation with no more than three buses and by excluding the City and County of San Francisco from his pickup zone.

2. Public convenience and necessity require that these restrictions be lifted.

3. A public hearing is not necessary.

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 the restrictions on applicant's Class B charter-party carrier of passengers certificate should be lifted.

O R D E R

IT IS ORDERED that:

1. Ordering Paragraphs 4 and 5 of D.82-02-101 are terminated.
2. In all other respects, D.82-02-101 remains in effect.

This order becomes effective 30 days from today.

Dated FEB 16 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.

President

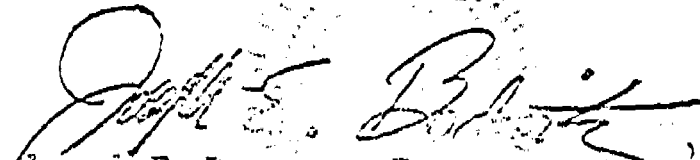
VICTOR CALVO

PRISCILLA C. GREW

DONALD VIAL

Commissioners

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


Joseph E. Bodovick, Executive Director