

Decision 83 02 058 FEB 16 1983

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
JAMES A. ROGERS, DBA Sierra Travel,)
for a Class B charter bus)
certificate from home terminal in)
Bishop, CA.)

Application 82-11-45
(Filed November 29, 1982)

O P I N I O N

James A. Rogers, doing business as Sierra Travel, seeks a certificate of public convenience and necessity to operate as a Class B charter-party carrier of passengers in a service area with a radius of 40 air miles from his home terminal at 351 Aliso Circle, Bishop.

Applicant has experience as a bus driver and proposes to lease a 1955 GMC scenic cruiser vehicle with passenger-seating capacity of 41 persons, according to the application. A balance sheet attached to the application shows cash in bank of \$20,000 and net worth of \$48,300 as of November 18, 1982.

Notice of the filing of this application appeared in the Commission's Daily Calendar. No protests have been received. A public hearing is not required.

Findings of Fact

1. Applicant has the ability, experience, equipment, and financial resources to perform the service to be authorized in the order which follows.
2. Public convenience and necessity require that service.
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.
2. Applicant should be authorized to operate as a Class B charter-party carrier within a service area encompassing a radius of 40 air miles from his home terminal at 351 Aliso Circle, Bishop, California.
3. 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 James A. Rogers, authorizing him 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 applicant's home terminal at 351 Aliso Circle, Bishop, California.
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 (GO) Series 115.
4. In providing service under the certificate, applicant shall comply with GO Series 98 and 115, and the CHP safety rules.

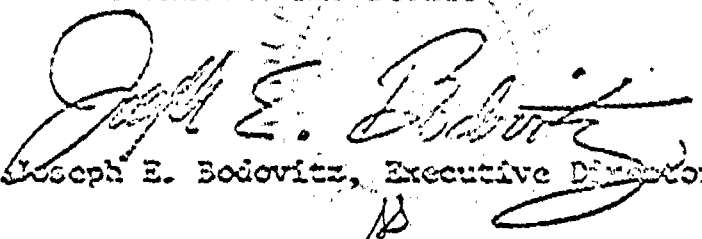
5. This certificate does not authorize the holder to conduct any operations on the property of or into any airport unless such operation is authorized by the airport authority involved.

This order is effective today.

Dated 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. Bodovitz, Executive Director