

ORIGINAL

Decision S3 04 078 APR 20 1983

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)
of UNBROKEN CIRCLE STAGE LINE)
for a Class B charter bus certi-)
ficate from home terminal in)
HARBOR CITY, CA.)

Application 82-12-68
(Filed December 31, 1982)

O P I N I O N

Unbroken Circle Stage Line, 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 25222 South Vermont Avenue, Harbor City.

Notice of the filing of this application appeared in the Daily Transportation Calendar of January 4, 1983. There were no protests.

Applicant initially proposes to operate a 1965 54-passenger Flex bus and another bus for backup purposes. Applicant's officers have operated and maintained a church school bus fleet for 20 years.

On December 1, 1982 applicant's assets of \$22,500 consisted of \$6,000 cash, \$1,000 in inventory, other current assets of \$15,000, and miscellaneous assets of \$500. On that date applicant had no liabilities.

By letters to the Commission dated February 8, 1983 and March 11, 1983 (Exhibits 1 and 2) Joseph M. Zacher, Jr. states (a) he will be the sole owner of applicant; (b) Zacher's Automotive Recycler (ZAR), a corporation, is owned by Joseph M. Zacher (34%), Carlisle Zacher (33%), and Joseph M. Zacher, Jr. (33%); (c) ZAR has

purchased 383 buses from the Southern California Rapid Transit District (RTD) since December 1981 and still has 200 buses in stock; and (d) ZAR intends to initially transfer two buses to applicant at ZAR's cost and to transfer additional buses as needed. Zacher alleges that (a) ZAR owns all of the land, inventory, buildings, and maintenance equipment to be used by applicant and (b) ZAR will subsidize applicant until it can afford to pay its own operating costs. ✓

Zacher says the need for its proposed service is indicated by ZAR receiving at least one request per week to charter a bus since it bought the RTD buses. He believes there is enough business in the local area to support applicant's business.

Findings of Fact

1. Applicant has the ability and experience needed to perform the proposed service. Applicant has a commitment from an affiliated family-held company to provide equipment and additional financial resources as needed.

2. A public hearing is not necessary.

3. Applicant should be authorized to pick up passengers within a radius of 40 air miles from its home terminal at 25222 South Vermont Avenue, Harbor City.

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 be issued.
2. The following order should be effective today because there is a 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 Unbroken Circle Stage Line authorizing it 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 25222 South Vermont Avenue, Harbor City.
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.

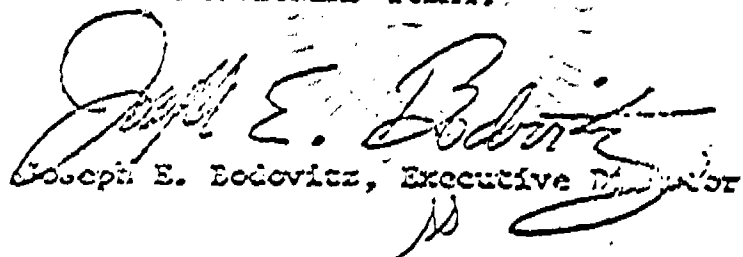
Dated APR 20 1983, at San Francisco, California.

LEONARD M. CRIMES, JR.
President

VICTOR CALVO
DONALD TIAL
Commissioners

Commissioner Friscilla C. Grew, being necessarily absent, did not participate in the disposition of this proceeding.

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


Joseph E. Bodovitz, Executive Director