

Decision 83 95 023 MAY 4 1983

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of Commuter Bus Lines, Inc., for )  
removal of restriction pro- )  
hibiting rest rooms, Class "B" )  
Charter Party Certificate No. )  
TCP-149-B. )

Application 82-10-45  
(Filed October 19, 1982)

O P I N I O N

In Decision (D.) 82-04-029 issued April 6, 1982, Commuter Bus Lines, Inc. (applicant) was granted a certificate of public convenience and necessity authorizing it to operate as a Class B charter-party carrier of passengers from a service area with a radius of 40 air miles from applicant's home terminal at 4203 West Capitol Avenue, West Sacramento.

The initial application was protested by Greyhound Lines, Inc., Allen Transportation Company, and Amador Stage Lines. A hearing was held on September 28, 1981 and on April 6, 1982, D.82-04-029 was issued granting restricted authority which states: "Applicant's service shall be restricted to the operation of intermediate-type buses."

Applicant now requests that the above restriction be removed from its Class "B" authority.

Notice of the filing of the application appeared on the Commission's Transportation Calendar of October 20, 1982. No protests to the granting of the application have been received. Thus, there is no need for a hearing on this matter.

Applicant requests an ex parte order be issued authorizing removal of the restriction in D.82-04-029 limiting service to the operation of intermediate-type buses.

This Commission's present policy favors fostering competition to ensure that members of the public have the opportunity to select a service which best meets their needs. We see no justification for continuing the restriction set forth in Ordering Paragraph 2 of D.82-04-029.

Findings of Fact

1. In D.82-04-029, issued April 6, 1982, applicant was granted a certificate of public convenience and necessity to operate as a Class B charter-party carrier of passengers.
2. This authority is restricted to the operation of intermediate-type buses.
3. Applicant has requested removal of this restriction.
4. No protests to the granting of the application have been received.
5. A public hearing is not necessary.

Conclusions of Law

1. The restriction limiting operation to intermediate-type buses should be rescinded.
2. This order should be effective today because there is no useful purpose in retaining the presently applicable restriction.

O R D E R

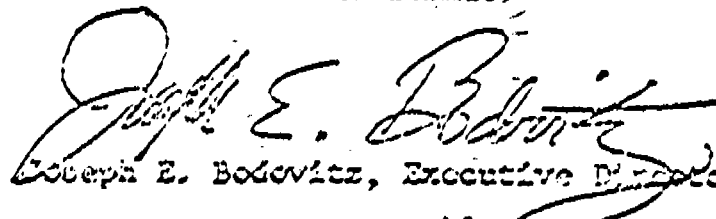
IT IS ORDERED that Ordering Paragraph 2 of D.82-04-029,  
dated April 6, 1982 in A.60534, is rescinded.

This order is effective today.

Dated MAY 4 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.  
President  
VICTOR CALVO  
FRISCILLA C. GREW  
DONALD VIAL  
Commissioners

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

  
Joseph E. Bolevitz, Executive Director  
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