

Decision **83 05 107** May 18, 1983

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

FRANCISCAN LINES, INC., a California corporation, for a certificate of public convenience and necessity to operate sightseeing tours as a passenger stage corporation.

Application 82-01-37  
(Filed January 19, 1982)

And Related Matters.

- Application 82-11-16
- Application 82-11-31
- Application 82-11-35
- Application 82-11-42
- Application 82-11-54
- Application 82-12-10
- Application 82-12-40
- Application 83-01-06
- Application 83-01-15
- Application 83-02-49
- Application 83-03-20
- Application 83-03-54
- Application 83-03-61

ORDER DISMISSING PENDING APPLICATIONS FOR  
ROUND-TRIP SIGHTSEEING AUTHORITY

The lead application and the related matters listed above and in Appendix A to this order seek authority to operate as passenger stage corporations to provide round-trip sightseeing-tour services between various points in California.

In Decision (D.) 82-09-087 dated September 22, 1982 in Application (A.) 59818 (Western Travel Plaza, Inc.) and A.60174 (Kintetsu International Express (USA) Inc.), we concluded that round-trip sightseeing-tour service is not a passenger stage corporation service and that round-trip sightseeing-tour service is not subject to regulation by this Commission. The California Supreme Court on February 10, 1983 denied a petition for a writ of review of D.82-09-087 in S.F. 24484, Orange County Sightseeing Company v P.U.C. A petition for rehearing was denied by the Court on March 19, 1983.

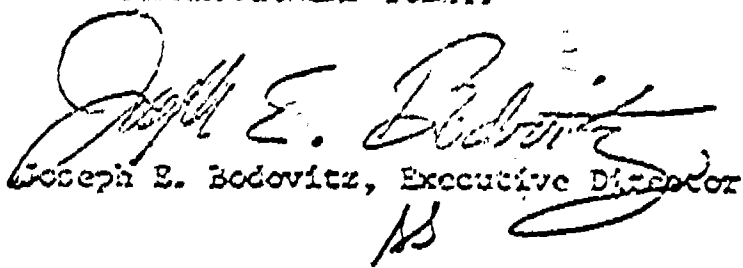
Action on the applications listed in Appendix A has been withheld pending a final determination by the Supreme Court of our regulatory authority over round-trip sightseeing-tour services. That final determination now having been made,

IT IS ORDERED that the applications listed in Appendix A to this order are dismissed for lack of jurisdiction over the operations for which certificates of public convenience and necessity are sought.

This order becomes effective 30 days from today.  
Dated MAY 18 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

APPENDIX A

Applications Pending for Round-Trip Sightseeing-Tour Service

<u>Application</u>	<u>Carrier</u>
82-01-37	Franciscan Lines, Inc.
82-11-16	Commuter Bus Lines, Inc.
82-11-31	Pacifico Creative Service
82-11-35	Tiffany Tour & Travel Service, Inc.
82-11-42	Inflation Fighters Group Tours, Inc.
82-11-54	Carrillo Tours
82-12-10	Pinetree Service Corp.
82-12-40	Tiffany Tour & Travel Service, Inc.
83-01-06	F. W. Butler
83-01-15	D. Tarazi
83-02-49	F. Harvey Transp. Co.
83-03-20	Frank and Carole Bagley/Holley Tours and Travel Service
83-03-54	Southern California Tours
83-03-61	Tour Service Ltd.

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- Application 82-11-42
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