

Decision SS 06 028 JUN 1 1983

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )	
ERIC JOHNSON, dba BAY AREA SKI )	Application 83-04-11
ASSOCIATION, for Class B charter )	(Filed April 7, 1983)
bus certificate from home terminal )	
in Walnut Creek. )	
_____ )	

O P I N I O N

Eric Johnson (Johnson), an individual, doing business as Bay Area Ski Association, seeks a certificate of public convenience and necessity to operate as a Class B charter-party carrier of passengers from a service area within 40 air miles of his home terminal at 1601 Sunnyvale Avenue, Suite 20, Walnut Creek. He holds a passenger stage certificate (PSC-1235).

The application states that Johnson has provided ski-oriented passenger stage service and that he owns a 1960 GMC 4104 39-passenger bus. According to the financial data furnished, he has assets of \$118,940, liabilities of \$51,930, and a net worth of \$67,010, and his estimated income for the first year of operation under the proposed authority is \$58,192 before income taxes.

The application was listed on the Commission's Daily Calendar and Daily Transportation Calendar of April 8 and 11, 1983, respectively. No protest has been received.

Findings of Fact

1. Applicant has the ability, experience, equipment, and financial resources to perform the proposed service.
2. Public convenience and necessity require the service proposed by applicant.
3. Applicant should be authorized to pick up passengers within a radius of 40 air miles from his home terminal at 1601 Sunnyvale Avenue, Suite 20, Walnut Creek.

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 a certificate should be granted.

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 Eric Johnson authorizing him to operate as a Class B charter-party carrier of passengers, as defined in Public Utilities Code § 5383, from a service area with a radius of 40 air miles from applicant's home terminal at 1601 Sunnyvale Avenue, Suite 20, Walnut Creek.

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 applicable CHP safety rules.

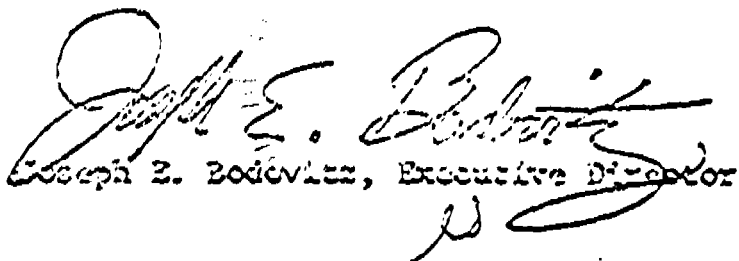
5. This permit does not authorize the holder to conduct any operations on the property of or into any airport unless such operation is authorized by the airport authority involved.

This order becomes effective 30 days from today.

Dated JUN 1 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