

ORIGINAL

Decision 83 97 030 JUL 20 1983

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )	
RONALD H. KELLEY, DBA Classic Coach )	
Tours, for a Class B charter bus )	Application 83-04-16
certificate from home terminal, )	(Filed April 7, 1983)
240 Cristich Lane, Campbell, )	
CA 95008. )	

O P I N I O N

Applicant seeks a certificate of public convenience and necessity to operate as a Class B charter-party carrier of passengers from a terminal at 240 Cristich Lane, Campbell, California. Applicant is the owner of a 49-passenger, 1969 G.M.C. bus. Applicant has six years' experience as a bus driver and two years as operations manager of West Valley Charter Lines. Applicant has held prior authority from this Commission (File T-124,507) as a highway carrier.

Applicant's financial statement dated March 23, 1983 shows assets of \$56,000 and liabilities of \$16,000. The estimated annual results of operations lists a charter revenue of \$51,000 and expenses of \$40,660.

Notice of the filing of the application appeared in the Commission's Daily Transportation Calendar on April 8, 1983. No protest or request for public hearing 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 240 Cristich Lane, Campbell, California.

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.

5. A public hearing would have been scheduled as required by Public Utilities Code Section 5375.1, but since there are no protests the hearing would have served no useful purpose.

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 Ronald H. Kelley authorizing him 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 240 Cristich Lane, Campbell, 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 for 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.

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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.

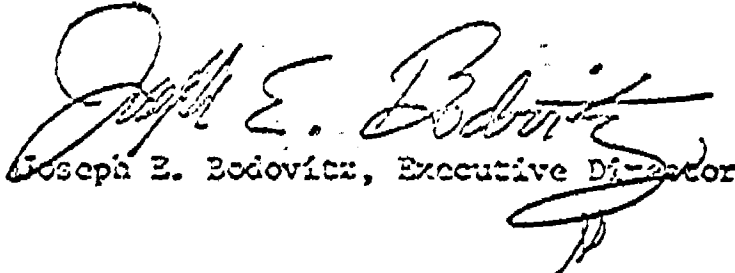
This order becomes effective 30 days from today.

Dated JUL 20 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.  
President

VICTOR CALVO  
PRISCILLA C. GREW  
DONALD VIAL  
WILLIAM T. BAGLEY  
Commissioners

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

  
Joseph E. Bodovitz, Executive Director