

Decision 83 10 066 OCT 19 1983**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 ROBERT C. COBB, d/b/a CALIFORNIA
 YOSEMITE TOURS, for a Certificate of
 Public Convenience and Necessity to
 Operate as a Passenger Stage
 Corporation Pursuant to §§ 1031, et
seq. of the California Public
 Utilities Code.

Application 83-08-07
 (Filed August 2, 1983)

O P I N I O N

Robert C. Cobb (Cobb) was recently granted a certificate of public convenience and necessity to operate as a passenger stage corporation carrying passengers, baggage and express between Yosemite National Park and the Greater Merced Area (PSC-1309, Decision (D.) 83-08-068, August 17, 1983). He now applies to extend his authority to include on-call service between Fresno and Yosemite and between Castle Air Force Base and Fresno International Airport.

Letters of public support attached to the application show that there is an immediate need for inauguration of the service. Included are endorsements from Senator Kenneth L. Maddy, Assemblyman Jim Costa, Atwater Mayor Gregory R. Olzack, Merced City Attorney Thomas Andrusky, and the Chambers of Commerce of both City and County of Merced.

The application was noticed on the Commission's Daily Calendar of August 2, 1983, and no protests have been received.

The Passenger Operations Branch staff has no objection to the granting of the requested authority and recommends that the matter be approved without public hearing.

Findings of Fact

1. Cobb has the ability, experience, equipment, and financial resources to perform the proposed service.

2. Public convenience and necessity require that the service proposed by Cobb be authorized.

3. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

4. A public hearing is not required.

5. Since there is an immediate public need for the service, this order should be effective today.

Conclusion of Law

The requested certificate should be granted.

Only the amount paid to the State for operative rights may be used in rate fixing. The State may grant any number of rights and may cancel or modify the monopoly feature of these rights at any time.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Robert C. Cobb, an individual, authorizing him to expand his operations as a passenger stage corporation, as defined in PU Code § 226, to transport persons, baggage and/or express between the points and over the routes set forth in Revised Appendix PSC-1309 as amended by replacing Original Pages 1, 2, and 3 with First Revised Pages 1, 2, and 3 and Original Page 2-A, attached.

2. Applicant shall:

- a. File a written acceptance of this certificate within 30 days after this order is effective.
- b. Establish the authorized service and file tariffs and timetables within 120 days after this order is effective.
- c. State in his tariffs and timetables when service will start; allow at least 10 days' notice to the Commission; and make timetables and tariffs effective 10 or more days after this order is effective.

- d. Comply with General Orders Series 79, 98, 101, and 104, and the California Highway Patrol safety rules.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.

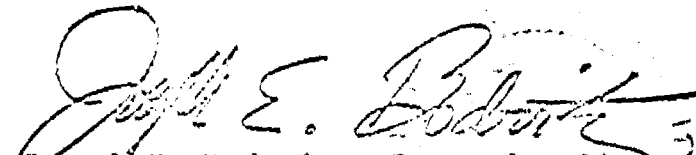
3. This certificate does not authorize the holder to conduct any operations on the property of or into any airport unless such operation is authorized by both this Commission and the airport authority involved.

This order is effective today.

Dated OCT 19 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
PRISCILLA C. CREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

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


Joseph E. Bodovitz, Executive Director

T/bcy

Appendix PSC-1309
(D.83-08-068)

ROBERT C. COBB

First Revised Page 1
Cancels
Original Page 1

I N D E X

	<u>Page</u>
SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS, AND SPECIFICATIONS.....	2
SECTION 2. ROUTE DESCRIPTIONS	
Route 1. Merced-Yosemite.....	3
*Route 2. Fresno-Yosemite.....	3
*Route 2-A. Fresno-Yosemite (Alternate).....	3
*Route 3. Castle Air Force Base-Fresno Municipal Airport.....	3

Issued by California Public Utilities Commission.

*Added by Decision 83 10 166, Application 83-08-07.

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS,
AND SPECIFICATIONS.

Robert C. Cobb, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers, baggage, and express between *the points and certain territories intermediate and adjacent thereto, over and along the routes described in Section 2, subject, however, to the authority of this Commission to change or modify the routes at any time and subject to the following provisions:

- a. Motor vehicles may be turned at termini and intermediate points, in either direction, at intersections of streets or by operating around a block contiguous to such intersections, in accordance with local traffic regulations.
- b. When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.
- c. The transportation of baggage or express shall be on passenger-carrying vehicles and shall be incidental to the transportation of passengers and limited to a weight of not more than 100 pounds per shipment.
- d. The term "on-call" as used refers to service which is authorized to be rendered dependent on the demands of passengers. The tariffs and timetables shall show the conditions under which each authorized on-call service will be rendered.

Issued by California Public Utilities Commission.

*Revised by Decision 83 10 166, Application 83-08-07.

T/bcy

Appendix PSC-1309

ROBERT C. COBB

Original Page 2-A

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS,
AND SPECIFICATIONS. (Continued).

- *e. Routes may not be combined or consolidated without prior Commission authorization.

Issued by California Public Utilities Commission.

*Added by Decision 83 10 166, Application 83-08-07.

SECTION 2. ROUTE DESCRIPTIONS.

Route 1. Merced-Yosemite

Between Merced and Yosemite National Park and intermediate points over and along State Highway 140 via Mariposa and Briceburg.

*Route 2. Fresno-Yosemite

Beginning within the city limits of the City of Fresno, then by the appropriate streets or roads to California Highway 41, then by California Highway 41 to Yosemite National Park via Coarsegold, Oakhurst and the south entrance to Yosemite National Park.

*Route 2-A. Fresno-Yosemite (Alternate)

To be operated when Route 2 is closed. Beginning within the city limits of the City of Fresno by the appropriate streets or roads to California Highway 41, then by California Highway 41, California Highway 49 and California Highway 140 to Yosemite National Park via Coarsegold, Oakhurst, Mariposa and Briceburg.

*Route 3. Castle Air Force Base-Fresno Municipal Airport

Beginning within the city limits of the City of Atwater, then by the appropriate streets or roads to the main gate of Castle Air Force Base, then via Santa Fe Drive, West Olive Avenue (Merced), M Street, 23rd Street, K Street, 24th Street to the Amtrak Terminal, then by J Street, California Highway 99 and Clinton Avenue (Fresno) to the Fresno Air Terminal.

Issued by California Public Utilities Commission.

83 10 166

*Added by Decision _____, Application 83-08-07.