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JAN 5 1984

ORIGINAL

Decision _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application
of AMI BUS SERVICE for a Class B
charter bus certificate from home
terminal in Tracy, California.

Application 83-10-13
(Filed October 5, 1983)

O P I N I O N

Lee Dunn and Fred Lara are a partnership doing business as Ami Bus Service. They seek a certificate of public convenience and necessity to operate as a Class B charter-party carrier from a terminal at 7748 East 11th Street, Tracy, San Joaquin County, California, 95376. Applicants own a 1979 14-passenger Dodge van and have two years' experience as bus drivers transporting passengers from San Joaquin County to Reno and Lake Tahoe. Applicants have not held operating authority from this Commission at any time.

The application indicates that Dunn has a 90% and Lara a 10% interest in the business. The balance sheet attached to the application dated August 15, 1983 shows total assets of \$91,250 and liabilities of \$14,775. The estimated annual result of charter operations lists revenue of \$52,000 and expenses of \$36,176.

Notice of the filing of the application appeared in the Commission's Daily Transportation Calendar on October 11, 1983. No protest or request for public hearing has been received.

Findings of Fact

1. Applicants have the ability, experience, equipment, and financial resources to perform the proposed service.
2. Public convenience and necessity require the service proposed by applicants.

3. Applicants should be authorized to pick up passengers within a radius of 40 air miles¹ from their home terminal at 7748 East 11th Street, Tracy, California, 95376.

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 Lee Dunn and Fred Lara authorizing them to operate as a Class B charter-party carrier of passengers, as defined in PU Code § 5383, from a service area with a radius of 40 air miles from applicants' home terminal at 7748 East 11th Street, Tracy.

2. Applicants 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.

¹ Not more than 40 miles (PU Code § 5371.2).

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4. In providing service under the certificate, applicants shall comply with General Orders Series 98 and 115 and the CHP safety rules.

5. This certificate does not authorize the holders 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.

6. The Class B certificate of public convenience and necessity granted by this order does not authorize round-trip sightseeing-tour service, which is not subject to regulation by this Commission.

This order becomes effective 30 days from today.

Dated JAN 5 1984, 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