

ORIGINAL

Decision No. 33113 NOV 22 1977

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of )  
JIMMY CLEVELAND STEPHENS, an indivi- )  
dual, doing business as JIMMY'S )  
COMMUTE SERVICE for certificate of )  
public convenience and necessity to )  
operate as a passenger stage corpora- )  
tion for transportation of Southern )  
Pacific employees between Oakland, on )  
the one hand, and Roseville, Shell- )  
ville, Suisun, Milpitas, Tracy, Niles, )  
Pittsburg and Watsonville, on the )  
other hand. )

Application No. 57238  
(Filed April 19, 1977)

ORDER OF DISMISSAL

This application for passenger stage authority was filed April 19, 1977. In subsequent conversations between the applicant and the Commission staff, the applicant explained that he wished to operate a contract service and to base his charges on a time and/or mileage basis. No individual fare transportation would be provided. Applicant was advised that such an operation required Charter-party and not Passenger Stage authority and, accordingly, applied for a Charter-party Carrier of Passengers Permit. (This charter application has since been dismissed for failure to file the necessary evidence of insurance with the Commission. Mr. Stephens may reapply for a charter permit whenever he can obtain the necessary insurance).

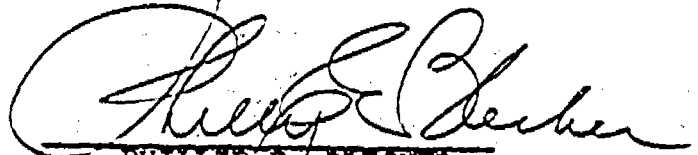
On October 21, 1977, the Commission staff wrote the applicant concerning these matters, and advised of its intention to recommend dismissal of this application. No reply has been received.

The operations as proposed being properly the subject of a charter and not a passenger stage application,  
IT IS ORDERED that Application 57238 is dismissed.

A. 57238 TLR

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 22nd day of NOVEMBER, 1977.



PHILLIP E. BLECHER  
Executive Director  
of the Public Utilities  
Commission of the State of California