

ORIGINALDecision No. 89608 OCT 31 1978

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of LEROY WALKER, dba)
 LEROY WALKER'S CHARTER SERVICE,)
 of Los Angeles, California, for)
 a charter-party carrier of)
 passengers permit. (TCP-996-P.))

Application No. 58270
 (Filed August 3, 1978;
 amended October 13, 1978)

Leroy Walker, for himself,
 applicant.

Dennis K. Bennett, Department of
 Rehabilitation, and K. D. Walbert,
 for the City of Los Angeles,
 Department of Public Utilities and
 Transportation, interested parties.

Thomas P. Hunt, for the Commission
 staff.

O P I N I O N

Applicant, Leroy Walker, dba Leroy Walker's Charter Service, requests a permit to operate as a charter-party carrier of passengers under Section 5384(b) of the Public Utilities Code. A public hearing was held before Administrative Law Judge Charles E. Mattson at Los Angeles, California, on October 13, 1978. By Exhibit 1, received in evidence at public hearing, applicant amended his application to set forth three nine-passenger vehicles.

Applicant testified in support of his application. Cross-examination was conducted by the Commission staff, a representative of the city of Los Angeles Department of Public Utilities and Transportation, and the Administrative Law Judge. Mr. Dennis Bennett of the Department of Rehabilitation was present (he is applicant's rehabilitation counselor).

Applicant's testimony established the following facts:

Findings

1. Applicant owns two 1977 Dodge nine-passenger vans.
2. Applicant has arranged to purchase a 1978 Ford nine-passenger van.
3. Applicant has obtained liability insurance coverage for the two Dodge vans at a cost of \$5,300 annually.
4. Applicant has invested \$30,000 in the charter business. He is partially funded by the Department of Rehabilitation.
5. Applicant has secured approval for a \$25,000 loan from the Small Business Administration (SBA), subject to the condition that his application for a charter-party permit be approved.
6. Applicant was involved in an automobile accident in 1968 which resulted in a death and a felony conviction. Since 1968, applicant has had no arrests. In the last 10 years applicant has had three moving violations (tickets). Applicant is supporting his four children.
7. The SBA loan was approved after a financial analysis by a Mr. Rick Hayes, a financial consultant who made an analysis for the SBA.
8. Applicant's past employment experience includes management of a gasoline service station. He understands that a charter-party permit does not authorize taxicab operations in the city of Los Angeles.
9. Applicant is incurring continuing expenses but is unable to operate and generate revenues because he has not received a permit to operate his charter-party business.

Conclusion

The requested permit should be granted effective immediately.

O R D E R

IT IS ORDERED that, Leroy Walker, dba Leroy Walker's Charter Service, is granted the requested charter-party permit pursuant to Section 5384(b) of the Public Utilities Code. In providing service pursuant to such permit, applicant shall be required to comply with and observe the safety rules administered by the California Highway Patrol, the rules and regulations of the Commission's General Order No. 98-Series, and the insurance requirements of the Commission's General Order No. 115-Series.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 31st day of OCTOBER, 1978.

Robert Bateman
President

William Lyons J.

Vernon D. Sturgeon

Clayton D. Hoville

Paul T. Deloria
Commissioners