

ORIGINAL

Decision No. 91462 MAR 18 1980

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application
of Lois J. Kohler, an individual,
doing business as West Valley
Charter Lines, to transfer and
Whippet Charter Service, Inc., to
acquire a portion of a certifi-
cate of Public Convenience and
Necessity, pursuant to Section
85 et seq., of the California
Public Utilities Code.

Application No. 58083
(Filed May 19, 1978)

SECOND SUPPLEMENTAL OPINION

By this application, Lois J. Kohler sought authority to transfer certain passenger stage operating authority to Whippet Charter Service, Inc. By Decision 89213 dated August 8, 1978, we authorized this transfer, and ordered that, in the event the transfer was not then actually completed, that a supplemental order would then issue which would restate such authority as remaining with Ms. Kohler. The transfer did not in fact take place, and, by Decision 90242, we issued a corrected certificate of public convenience and necessity to Ms. Kohler which restated this non-transferred operating authority.

Decision 90242 ordered, in part, that Ms. Kohler file a written acceptance of ^{her} certificate by July 15, 1979, and also file corrected timetables and tariffs concerning her remaining authorized passenger stage operations. These filings were not made as required by Decision 90242 and, upon inquiry by the Commission staff, Ms. Kohler requested ^{that} ~~the~~ authority in question be revoked. In support of this request, Ms. Kohler advises that the service has not in fact been operated for several years time due to decline in demand for operations along this particular route and schedules. Based on these considerations, we find that the certificate issued to Ms. Kohler by Decision 90242 should be revoked at this time.

SECOND SUPPLEMENTAL ORDER

IT IS ORDERED that:

1. The Certificate of Public Convenience and Necessity authorized to Ms. Lois J. Kohler by Decision 90242 is hereby revoked.
2. The effective date of this order shall be thirty days after the date hereof.

Dated MAR 18 1980, San Francisco, California.

John S. Bryan
President

Thomas L. Strickland

Robert W. Hoyle

Lawrence J. Jones
Commissioners

Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.