

ORIGINAL

Decision No. 92635 JAN 21 1981

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of R & L Properties, doing business as Christian Carriers, for a Class "B" certificate to operate as a Charter- party Carrier of Passengers, Buena Park.	}	Application No. 60023 (Filed October 23, 1980)
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O P I N I O N

R & L Properties (applicant), a partnership formed by Raymond W. Gilligan (50 percent interest) and Joseph L. Monderine (50 percent interest), doing business as Christian Carriers, requests authority to operate as a Class "B" charter-party carrier of passengers from its headquarters in Buena Park, California. Applicant proposes to provide such service with an MC-6 motor coach with a seating capacity of 43 passengers, excluding the driver.

Notice of filing of the application appeared in the Commission's Daily Calendar dated October 29, 1980. There were no protests filed.

Mr. Gilligan states that he has 13 years of bus transportation experience for church and day school activities. He is presently bus director of the Eastside Christian School.

Applicant owns a 1969 MC-6 bus, engine identification No. 7835, capable of seating 43 passengers, not including the driver.

Applicant claims to have assets of \$657,308 and liabilities of \$302,090 on September 30, 1980. The partnership equity of \$352,753 includes an estimated increase in value of land and a building of \$280,982.^{1/} The personal assets of Mr. and Mrs. Gilligan exceed their liabilities by \$322,555 on a cash basis. The personal assets of Mr. and Mrs. Monderine exceed their liabilities on a cash basis by \$291,876. Both partners estimate substantial appreciation in the value of their net assets to \$1,033,502 for Mr. and Mrs. Gilligan and to \$867,623 for Mr. and Mrs. Monderine.

By letter dated December 19, 1980, Exhibit 1, applicant states that it lost \$4,350 in potential charter revenues in October through December 1980 because it did not have authority to provide charter bus service.

^{1/} Applicant's accountant states that inclusion of land and buildings at estimated values is not in accordance with generally accepted accounting principles.

Findings of Fact

1. Applicant has the ability, experience, and financial resources to perform the proposed service.
2. Applicant's 43-passenger bus will be used in the proposed service.
3. There is a current need for the proposed service.

Conclusions of Law

1. A public hearing is not necessary.
2. Public convenience and necessity require that the requested authority should be issued.
3. The following order should be effective the date of signature because there is a public need for the proposed service.

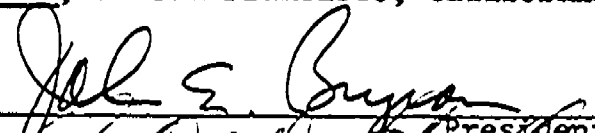
O R D E R

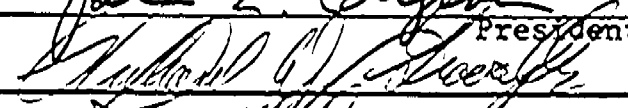
IT IS ORDERED that:

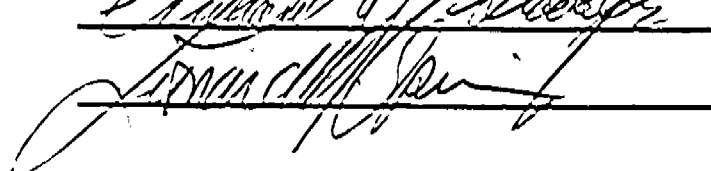
1. A certificate of public convenience and necessity to operate as a Class "B" charter-party carrier of passengers, as defined in Section 5383 of the Public Utilities Code, from a service area encompassing a radius of forty air miles from applicant's home terminal at 6571 Altura Boulevard, Buena Park, California 90620, is authorized to be issued to applicant, R & L Properties, a partnership, doing business as Christian Carriers.
2. In providing service pursuant to the certificate when issued, applicant shall comply with and observe, among other things, the safety rules administered by the California Highway Patrol, the rules and other regulations of the Commission's General Order No. 98-Series, and the insurance requirements of the Commission's General Order No. 115-Series. Failure to do so may result in cancellation of the operating authority.

3. When the required California Highway Patrol clearances are received by the Commission's Passenger Operations Branch and the evidence of adequate protection against liability imposed by law are filed in compliance with General Order No. 115-Series, the annual renewable certificate on Form PE-695 will be issued by the Passenger Operations Branch under the authorization of Resolution PE-303, approved July 29, 1975.

The effective date of this order shall be the date hereof.
Dated JAN 21 1981, at San Francisco, California.



President




Commissioners