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Decision 95-12-030 December 18, 1995

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
Larry D. Andrews, an individual,)
doing business as Land Charter,)
to operate as a passenger stage)
corporation, to operate a Home-To-)
Work service between points of)
Fremont and Newark on the one hand)
and United Air Lines Maintenance)
Base in South San Francisco in)
San Mateo County.)

Application 91-12-043
(Filed December 30, 1991)

ORIGINAL

OPINION

By this application filed on December 30, 1991, applicant Larry D. Andrews seeks authority under Public Utilities Code § 1031 et seq. to operate home-to-work transportation service between certain points in Fremont and Newark and the United Airlines Maintenance Base (UAMB) in South San Francisco.

Due to deficiencies and errors in the application, it was necessary for applicant to file two amendments to the application. However, several problems remain that prevent us from processing the application. For example, the schedule from Fremont to United Airlines Maintenance Base in San Francisco allows only 12 minutes for the trip. Further, interstate Route 660 is apparently indicated in error, with Interstate Route 680 planned to be used.

Finally, due to the extensive time elapsed since applicant has provided information in this matter, the financial data is out of date, being over two years old.

The Commission has had a continuing problem in obtaining the necessary and accurate information from applicant to allow processing of the application. This is despite the fact that the Commission has attempted to assist applicant.

A letter from the assigned administrative law judge dated August 16, 1995 was sent to applicant requesting the necessary corrections and updates, and notifying applicant that if such information was not made available or contact was not made within 30 days, the ALJ would conclude that applicant to be no longer interested in obtaining the authority requested.

We will dismiss the application for lack of competent prosecution. The dismissal is without prejudice to applicant filing a new application.

Findings of Fact

1. Applicant seeks authority to operate home-to-work transportation service between certain points in Fremont and Newark and UAMB.

2. The applicant was asked to provide additional necessary information by September 16, 1995.

3. There has been no response from applicant.

Conclusions of Law

1. The application should be dismissed without prejudice.

2. This docket should be closed.

O R D E R

IT IS ORDERED that:

1. Application 91-12-043 is dismissed without prejudice.

2. This docket is closed.

This order becomes effective 30 days from today.

Dated December 18, 1995, at San Francisco, California.

DANIEL Wm. FESSLER
President
P. GREGORY CONLON
JESSIE J. KNIGHT, JR.
HENRY M. DUQUE
JOSIAH L. NEEPER
Commissioners