

Decision 98-07-076 July 23, 1998

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of MINI-BUS SYSTEMS, INC., a California corporation, for Carl Melvin to sell his shares and Fazi Bostajani to exercise his option to purchase said shares of stock, pursuant to Section 851, et seq., of the California Public Utilities Code.

ORIGINAL

Application 98-04-066
(Filed April 30, 1998)

O P I N I O N

Summary

Carl Melvin is authorized to transfer controlling interest in MINI-BUS SYSTEMS, INC. to Fazi Bostajani.

Discussion

MINI-BUS SYSTEMS, INC. (Applicant) holds a passenger stage certificate (PSC-8016) authorizing it to transport passengers and their baggage on an "on-call, door-to-door," basis between points in Los Angeles, Orange, Ventura, San Bernardino, and Riverside Counties, on the one hand, and the Los Angeles International Airport, Long Beach Airport, Burbank Airport, John Wayne Airport, Ontario Airport, Palm Springs Airport, San Bernardino International Airport, Los Angeles and Long Beach Harbors, Los Angeles Amtrak Station and Palm Springs Rail Station, on the other hand. Applicant also operates a charter party carrier service (TCP-8016-P). Applicant is a licensee of SUPERSHUTTLE.

Carl Melvin, owner of 75% of the shares of Applicant wishes to retire and sell his interest to Fazi Bostajani, owner of the remaining 25% of the shares.

Bostajani will exercise his option to purchase the shares of Melvin at the agreed price of \$1,000.

The application indicates that Bostajani has the financial resources to purchase and operate applicant. It also indicates that Bostajani is currently an officer of Applicant and familiar with the operations of the company. There will be no material change in the equipment, operational structure, or geographical areas presently being served.

The application indicates service of this application on all appropriate governmental agencies. Notice of filing of this application appeared in the Commission's Daily Calendar on May 8, 1998. No protest has been received. The Commission's Rail Safety and Carriers Division recommends that this application be granted.

In Resolution ALJ-176-2993 dated May 21, 1998, the Commission preliminarily categorized this application as ratesetting, and preliminarily determined that hearings were not necessary. Since no protests were filed, public hearing is not necessary and it is not necessary to alter the preliminary determinations made in Resolution ALJ-176-2991.

Findings of Fact

1. Applicant is operating as a passenger stage corporation and a charter-party carrier pursuant to authority granted by this Commission.
2. Carl Melvin, owner of 75% of the shares of Applicant wishes to retire and transfer his shares to Fazi Bostajani, owner of the remaining 25% of the shares.
3. Fazi Bostajani has the financial and business ability to operate Applicant in the public interest.
4. The Applicant alleges that there will be no change in the operations of Applicant if this application is granted. No protests to the application have been filed.

Conclusions of Law

1. The proposed sale will not be adverse to the public interest. The proposed sale should be authorized. A public hearing is not necessary.
2. Since the application is noncontroversial, the order should be made effective on the date it is signed.
3. The state may grant any number of rights and may cancel or modify the monopoly feature of these rights at any time.

O R D E R

IT IS ORDERED that:

1. Pursuant to Public Utilities Code § 851 et seq., Fazi Bostajani (buyer) is authorized to acquire and control MINI-BUS SYSTEMS, INC., through the purchase of 75% of the outstanding shares of stock in the corporation from Carl Melvin.
2. Within fifteen (15) days of the date the transaction closes, buyer shall notify the Rail Safety and Carriers Division in writing hereof.
3. The authority granted by this order shall lapse unless it is exercised within 90 days of the effective date of this order.

4. The Application is granted as set forth above.
5. This proceeding is closed

This order is effective today.

Dated July 23, 1998, at San Francisco, California.

RICHARD A. BILAS
President
P. GREGORY CONLON
JESSIE J. KNIGHT, JR.
HENRY M. DUQUE
JOSIAH L. NEEPER
Commissioners