

Decision No. 37629

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
PACIFIC GREYHOUND LINES, a corporation,)
for a certificate of public convenience)
and necessity authorizing the transpor-)
tation of passengers, baggage and)
express between Fairfield-Suisun Army)
Air Base on the one hand, and Fairfield)
and Vacaville on the other hand, and to)
consolidate such operation with the)
remainder of its system.)

ORIGINAL

Application No. 26531

BY THE COMMISSION:

O P I N I O N

In the above entitled application Pacific Greyhound Lines, a corporation, requests the Commission to issue to it a certificate authorizing the transportation of passengers, baggage and shipments of express, weighing not in excess of 100 pounds each, between Vacaville and Fairfield-Suisun Army Air Base, and between Fairfield and said Fairfield-Suisun Army Air Base and intermediate points. The proposed service to this Air Base would be an extension of applicant's present service between San Francisco and Sacramento via Fairfield and Vacaville over U. S. Highway 40.

The distance between the Air Base and Fairfield and Vacaville is 8.5 and 9.2 miles, respectively. The proposed one-way fare in each case is 15-cents. These fares would be used in combination with fares now published to and from Fairfield and Vacaville. The round-trip fare between the Base and each of the points involved would be 25-cents. Applicant proposes to publish monthly commutation fares for civilians which would expire June 30, 1945, upon completion of the work being done by such civilians

at the Air Base. Three month limit round-trip furlough fares for service men are proposed.

As justification for the authority sought, applicant asserts that there are stationed at the Fairfield-Suisun Army Air Base a large number of military personnel in training or service, and also a considerable number of civilian employees, many of whom live in Suisun or Vacaville, and that a frequent local service is required between the Base and these towns. It is further stated that transportation service heretofore has been rendered by the Army which now plans to discontinue this service on January 23, 1945, and, accordingly, has requested applicant to institute service in lieu of that being provided by the Army. Attached to the application as Exhibit "A" is a copy of a letter by the Officer in Charge of Army Airforce Traffic stating, in substance, that the Post Exchange at the Fairfield-Suisun Army Air Base is now providing automotive transportation for military and civilian personnel which it desires to discontinue on January 23, 1945, and has requested applicant herein to provide such service.

In our opinion the authority sought is in the public interest and should be authorized. No other carrier is providing service between the points proposed to be served and no public hearing is necessary.

Pacific Greyhound Lines is hereby placed upon notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate-fixing for any amount of money in excess of that originally paid to the State as the consideration for the grant of such rights. Aside from their purely permissive aspect, they extend to the

holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be changed or destroyed at any time by the State, which is not in any respect limited to the number of rights which may be given.

O R D E R

An application therefor having been filed and it being hereby found that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is hereby granted to Pacific Greyhound Lines, a corporation, authorizing the establishment and operation of service as a passenger stage corporation, as defined in Section 2½ of the Public Utilities Act, for the transportation of passengers, baggage and shipments of express, weighing not in excess of 100 pounds each, on passenger carrying vehicles only, between Fairfield and Fairfield-Suisun Army Air Base, and between Vacaville and the Fairfield-Suisun Army Air Base and intermediate points; as an extension and enlargement of and consolidated with the certificate heretofore granted by Decision No. 23244.

(2) That in providing service pursuant to the certificate herein granted, the following service regulations shall be complied with:

1. Applicant shall file a written acceptance of the certificate herein granted within a period of not to exceed 30 days from the effective date hereof.

2. Applicant shall comply with the provisions of General Orders Nos. 79 and 80 and Part IV of General Order No. 93-A by filing, in triplicate, and concurrently making effective, appropriate tariffs and time schedules within 60 days from the effective date hereof and on not less than 1 day's notice to the Commission and the public.
3. Subject to the authority of the Commission to change or modify them by further order, applicant shall conduct operations, pursuant to the certificate herein granted, over and along the following routes:
 - (a) Between Vacaville and Fairfield-Suisun Army Air Base via Mason Street, Vacaville Road through Vandon Station, and McCarthy Lane, or via U. S. Highway 40 to Dakota Junction, thence over the direct shortest route to Tolenas Road, and McCarthy Lane.
 - (b) Between Fairfield and Fairfield-Suisun Army Air Base via Union Avenue, State Highway 12, and McCarthy Lane, or via U. S. Highway 40, Tolenas Road, and McCarthy Lane.

The effective date of this order shall be the date hereof.

Dated at San Francisco California, this 23rd day of January, 1945.

Richard Lachse
Justin F. Casner
Francis C. Cow
James S. Russell
Harold Gudum
 COMMISSIONERS