

Decision No. 37980

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 operations)
over an alternate route serving the Alto)
Housing Project in Marin County, and to)
consolidate said certificate with the)
remainder of applicant's system.)

ORIGINAL

Application No. 26750

BY THE COMMISSION:

O P I N I O N

Pacific Greyhound Lines, a corporation, is herein applying for a certificate of public convenience and necessity to extend its passenger stage service over the County Road in Marin County between the intersection of said road and U. S. Highway 101, at a point 0.2 of a mile north of Tiburon Wye, and a point where said road joins Blithedale Avenue, such certificate to be consolidated with the remainder of applicant's system. Among the points served in Marin County are Tiburon Wye and Alto, over and along Blithedale Avenue.
(1)

In support of the application it is alleged that there has developed a housing project easterly of Alto which consists of several hundred permanent and temporary homes. Applicant now serves this project through its operations over U. S. Highway 101 and Blithedale Avenue. However, the housing area has expanded to the north and west of the present routes of applicant. To serve this new housing project applicant desires to operate an alternate route in order to provide a more direct service to the project as a whole

(1) Decisions Nos. 23224, 27880, 29208 and 33103.

and particularly to those residents of the area whose homes are located some distance from the present route.

It is proposed to operate one schedule each way daily for the present, fares to be based on the company's standard fare structure. Express charges will be in accordance with applicant's tariffs now on file. There are no other passenger stage carriers authorized to serve any portion of the route served by applicant.

It appearing that the proposed service will be a convenience to the public, the application will be granted. A public hearing is not 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

Application having been made as above entitled and it having been 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 authorizing the establishment and operation of service as a passenger stage corporation, as defined in Section 24 of the Public Utilities Act; for the transportation of passengers, baggage and express over and along the County Road in Marin County beginning at the intersection of such County Road and U.S. Highway 101, at a point 0.2 of a mile north of Tiburon Wye, to the point where said County Road joins Blithedale Avenue, such certificate to be consolidated with applicant's existing certificates, subject to the following condition:

In the transportation of express no shipment weighing in excess of 100 pounds shall be accepted for transportation and all express shipments shall be transported on passenger carrying vehicles only.

(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 thirty (30) days from the effective date hereof.
2. Applicant shall comply with the provisions of General Order No. 79 and Part IV of General Order No. 93-A by filing, in triplicate, and concurrently making effective, appropriate tariffs and time schedules within sixty (60) days from the effective date hereof and on not less than one (1) day's notice to the Commission and the public.
3. Subject to the authority of the Commission to change or modify it by further order, applicant shall conduct operations, pursuant to the certificate herein granted, over and along the following route:

Over and along the County Road in Marin County beginning at the intersection of such County Road and U.S. Highway 101, at a point 0.2 of a mile north of Tiburon Wye, to the point where said County Road joins Blithedale Avenue.

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

Dated at San Francisco, California, this 19th day of June, 1945.

Harold K. ...
Justin J. ...
Richard ...
Frank W. ...
...
COMMISSIONERS.