

Decision No. 41521

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 SANTA FE TRANSPORTATION COMPANY, a)
 California corporation, for certificate)
 of public convenience and necessity to)
 operate a passenger stage service, as a) Application No. 28855
 common carrier of passengers and bag-)
 gage, between Los Angeles and the junc-)
 tion of Lankershim Boulevard and San)
 Fernando Road, via San Fernando Road)
 (U. S. Highway 99).)

William F. Brooks for applicant. E. L. H. Bissinger
 for Southern Pacific Company, protestant. Joan H. Lauten,
 Assistant City Attorney of Glendale, Don L. Campbell and Rodney F.
Williams for Asbury Rapid Transit System, interested parties.

O P I N I O N

The Santa Fe Transportation Company, a California corporation, is wholly owned by The Atchison, Topeka, and Santa Fe Railway Company, a Kansas corporation, and conducts motor carrier operations in California as part of the Santa Fe Railway system.

Authority is requested herein to establish a passenger stage service between Los Angeles and the junction of Lankershim Boulevard and San Fernando Road, via San Fernando Road (U. S. Highway 99), serving all intermediate points, with the restriction that no passengers or baggage shall be transported locally between Los Angeles and the junction of Lankershim Boulevard and San Fernando Road, and intermediate points, nor between points in the territory bounded by San Fernando, San Bernardino, Santa Ana, and Newport

Beach, and intermediate points. Applicant presently has authority⁽¹⁾ to operate over the above route, as an alternate route, subject to a restriction that no passengers or baggage shall be picked up or discharged at any point along said alternate route except at Los Angeles.

A public hearing was held before Examiner Syphers at Los Angeles on March 9, 1948.

At the hearing, testimony was presented by various public witnesses, residents of the Glendale and Burbank areas, to the effect that there is a need for a transportation service that will connect directly with the Santa Fe trains and busses. According to this testimony, there are a number of people who travel from the Glendale and Burbank areas to various points in California. At the present time those people traveling south to San Diego and other points must, by some other means of transportation, go to Los Angeles and there board the Santa Fe busses or trains. Those people traveling north must go to North Hollywood or Los Angeles to board the Santa Fe busses. All of the public witnesses testified that this present service is inadequate to meet their needs. Also, there was testimony as to public complaints that, while applicant's bus went through the area under consideration, still passengers could not board the bus in that area. Further testimony showed the rapid growth in population of the areas under consideration.

The application is endorsed by the Cities of Burbank and Glendale.

(1) Decision No. 30790, dated April 18, 1938, on Applications Nos. 20170 to 20173, 41 CRC 239; as amended by Decision No. 31295, dated September 26, 1938, on Application No. 22116.

There is no question as to the ability of applicant to provide the proposed service. The only protest was to the effect that there is existing train service through Glendale and Burbank, furnished by the Southern Pacific Company. However, this service consists of three trains per day in each direction, one of which takes about twenty hours to run between Los Angeles and San Francisco and another of which does not stop at Burbank.

In view of the fact that the proposal is merely to provide connections to existing service, and in view of the fact that applicant presently is operating over the route, we do not believe the proposed service will seriously affect the existing rail service.

From the evidence adduced, we conclude that public convenience and necessity require the institution of the service proposed and, accordingly, the application will be granted.

O R D E R

Application having been made in the above-entitled matter, a public hearing having been held thereon, the matter having been submitted, the Commission being fully advised in the premises, and hereby finding that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be, and it hereby is, granted to Santa Fe Transportation Company authorizing the establishment and operation of a service as a passenger stage corporation, as defined in Section 2½ of the Public Utilities Act, for the transportation of persons and their baggage,

between Los Angeles and the junction of Lankershim Boulevard and San Fernando Road, and intermediate points, as an extension and enlargement of, and to be consolidated with, the operative right created by Decision No. 30790, dated April 18, 1938, as amended by Decision No. 31295, dated September 26, 1938.

This certificate is granted subject to the following restrictions:

No passengers or baggage shall be transported locally between Los Angeles and the junction of Lankershim Boulevard and San Fernando Road, and intermediate points, nor over any of the routes of applicant within the territory bounded by San Fernando, San Bernardino, Santa Ana, and Newport Beach, nor between any of said points including points intermediate thereto, except that the right to transport passengers and baggage to or from points in the restricted territory specified above, from or to points outside said restricted territory, is not to be affected by these restrictions.

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

- (a) 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.
- (b) Applicant shall, within sixty (60) days from the effective date hereof and upon not less than five (5) days' notice to the Commission and the public, establish the service herein authorized and 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, tariffs and time schedules satisfactory to the Commission.
- (c) Subject to the authority of this Commission to change or modify such at any time, Santa Fe Transportation Company shall conduct said passenger stage operation over and along the following described route:

Via San Fernando Road (U. S. Highway 99).

The effective date of this order shall be twenty (20) days from the date hereof.

Dated at San Francisco California, this 11th day of May, 1946.

A. F. Dunsen
Justin J. Graesser
Wesley H. Howell
Harold P. Kula
Samuel Patten
COMMISSIONERS