

Decision No. 41575

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
EMIL GUY SPADONI, d.b.a. Lake Shore
Transit Company for certificate of
public convenience and necessity to
operate a bus service as a common
carrier, between Fallbrook, Camp
Pendleton, Oceanside and return,
all in the County of San Diego, State
of California; and to operate an
express nonstop bus service between
Camp Pendleton and Los Angeles,
California.

ORIGINAL

Application No. 28742

Herbert Cameron and Arthur M. Godiman for applicant;
Douglas Brookman for Pacific Greyhound Lines, John B. Kramer
and William F. Brooks for The Atchison, Topeka and Santa Fe
Railway Company and Santa Fe Transportation Company,
Hal M. Friend for City of Oceanside, protestants.

O P I N I O N

Emil Guy Spadoni is an individual who, under authority
from this Commission, operates a passenger stage service between
Elsinore and the intersection of Grand Avenue and Corydon Road,
(1)
in Riverside County, and intermediate points.

Authority is sought herein to operate a passenger stage
service between Fallbrook, Camp Pendleton, Oceanside, and points
intermediate thereto; and between Camp Pendleton and Los Angeles.

Public hearings were held before Examiner Syphers on
January 7, 1948, and April 20, 1948. On this last named date the

(1) Decision No. 40379, dated June 10, 1947, on Application
No. 28391.

matter was submitted and is now ready for decision.

At the second hearing, applicant amended his application so as to eliminate that part covering proposed service between Camp Pendleton and Los Angeles. As a result of this amendment, protests were withdrawn. Thus, the application became limited to the proposed service between Fallbrook, Camp Pendleton, Oceanside and points intermediate thereto and, as so limited, was unopposed.

The facts herein indicate that the communities along the route between Fallbrook and Oceanside are rapidly growing. There is no available public transportation, and the residents of these communities need public transportation to travel to and from the business and shopping centers of Fallbrook and Oceanside, as well as to and from work. A large number of the workers in the area are employed at Camp Pendleton. Furthermore, there is a need for the transportation of military personnel to and from the camp. In this connection applicant introduced evidence in the form of a permit (Exhibit 1) issued to him by the United States Marine Corps, under the terms of which applicant is permitted to pass through Camp Pendleton and transport passengers from and to the Camp. This permit became effective February 20, 1948.

Other testimony indicated that applicant has the necessary equipment to conduct the proposed operations.

Upon this record we find that applicant is willing and able to conduct operations as proposed and that these operations are required by public convenience and necessity. The application, as amended, will be granted.

O R D E R

Application as above entitled having been made, 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 Emil Guy Spadoni, authorizing the establishment and operation of a service as a passenger stage corporation, as defined in Section 23 of the Public Utilities Act, for the transportation of persons between Fallbrook, Camp Pendleton, and Oceanside, and intermediate points.

(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, Emil Guy Spadoni shall conduct said passenger stage operation over and along the following described route:

Commencing at Fallbrook, thence via U. S. Highway 395 and Bonsall Road to the San Luis Rey Gate Road, entering Camp Pendleton at that point, thence through Camp Pendleton to Gate No. 1 on the Coast Highway north of the City of Oceanside, thence via Coast Highway to Oceanside. Return via the same route.

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, 1948.

R. E. Undermy
Justin F. Casper
Irving H. Russell
Harold P. Kild
Kenneth P. Potter
COMMISSIONERS