

Decision No. 42582

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
ROBERT J. EDWARDS, ANNA H. EDWARDS,)
JOSEPH A. EDWARDS, AMEDEE HOPKINS,)
doing business as ECONOMY TRANSIT CO.,)
a copartnership, for a certificate of)
public convenience and necessity to)
operate as a passenger stage corpora-)
tion over certain routes in El Centro,)
California, and between El Centro,)
California, and various points in)
Imperial Valley, California.)

Application No. 29908

O P I N I O N

By this application, as amended, Economy Transit Co., a copartnership, seeks authority to establish a passenger stage operation in the City of El Centro and between said City, on the one hand, and the City of Holtville and the El Centro Navy Air Station, on the other hand. Holtville is approximately eleven miles easterly, and the air station is approximately nine miles westerly, of El Centro. Applicant is now operating a bus service within the limits of the City of El Centro.

Six daily round trips will be operated to the Navy Air Station and at least four daily round trips to Holtville. One-way fares from El Centro to Seal Heights, Meloland, Wright's Ranch, Holtville, and Navy Air Station will be 15, 20, 20, 30, and 25 cents, respectively. Round-trip fares will be twice the one-way fare except that round-trip fare to Holtville will be 55 cents. Children under 12 years of age will be charged one-half the adult fare with a minimum charge of 10 cents. Intracity fare will be 15 cents. Applicant will use buses which will conform to the Commission's prescribed standard.

As justification for the establishment of the proposed service, applicant states that only Pacific Greyhound Lines operates between El Centro and Holtville, and that the latter carrier is not operating a service which meets the particular needs of the communities. Pacific Greyhound Lines is not protesting the application. There is no present common carrier operation between El Centro and the air station which is an active base where hundreds of enlisted men and civilians are stationed or employed. Holtville has a population of approximately 3000. Applicant states that its proposed service is necessary and has been requested by many persons desiring transportation to and from the two cities, the air station, and farms situated in the intermediate area.

The City of El Centro has not protested the application, as amended, nor does it object to the proposed intracity fare of 15 cents.

Upon full consideration of the matter, the Commission finds that public convenience and necessity require that a passenger stage service be established and operated as proposed. The application will be granted. A public hearing is not necessary.

Economy Transit Co. 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 therefor having been filed, the Commission being fully advised in the premises and having found 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 Robert J. Edwards, Anna H. Edwards, Joseph N. Edwards, and Amede Hopkins, copartners, authorizing them to establish and operate a service as a "passenger stage corporation", as defined in Section 2½ of the Public Utilities Act, for the transportation of persons between the City of El Centro, on the one hand, and the City of Holtville and the Navy Air Station, on the other hand, 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, Economy Transit Company shall conduct said passenger stage operation over and along the following described routes:

Holtville Route:

Beginning at the Pacific Greyhound Depot in the City of El Centro, thence to Main Street, thence along Main Street, Fourth Street, Orange Avenue, Hope Street, Main Street (U. S. Highway 80) easterly to Holtville.

Navy Air Station Route:

Beginning at the Pacific Greyhound Depot in the City of El Centro, thence to Main Street, thence westerly along Main, northerly along Imperial Highway, thence westerly along U. S. Highway 80, thence northerly along Navy Air Station Road to Navy Air Station.

Applicant is authorized to turn its motor vehicles at termini and intermediate points, in either direction, at intersections of streets or by operating around a block contiguous to such intersection, or in accordance with local traffic rules.

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

Dated at San Francisco, California, this 5th day of April, 1949.

R. T. [Signature]
Justus F. [Signature]
[Signature]
[Signature]

COMMISSIONERS