

Decision No. 45976**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 CLYDE C. FLINN for a certificate of )  
 Public Convenience and Necessity, )  
 to operate a passenger service be- )  
 tween the Village of Crestline in )  
 San Bernardino Mountains and Lake )  
 Gregory. Said certificate of )  
 Public Convenience and Necessity to )  
 be seasonal and on an annual basis. )

Application No. 32434  
 As Amended

Clyde C. Flinn, in propria persona. Max Green, for  
 Mountain Auto Line, protestant.

O P I N I O N

Applicant seeks authority to operate a passenger stage service in San Bernardino County between the Village of Crestline and Lake Gregory, a distance of approximately one and one-half miles. The proposed service is to be operated only during the summer season of each year, commencing June 15, and continuing until October 1. A 1951 model Willys Jeep, open for sightseeing and capable of accommodating sixteen passengers, will be employed. A twenty-minute service is to be offered during eight hours each day at a fare of nine cents each way.

The owner of protestant Mountain Auto Line stated he would withdraw his objection if applicant would not operate vehicles for twenty minutes prior to or following the departure of the Mountain Auto Line's bus.

A public hearing was held before Examiner Rowe at Crestline, California, on July 11, 1951, at which time oral and

documentary evidence was adduced and the matter was duly submitted for decision.

Applicant testified that he had received many requests for this service. The manager of Lake Gregory testified that there was an acute need for a service between Crestline and Lake Gregory. There is no taxi service in this area and crowds of approximately 1,500 a day visit the lake where there is parking space for only 137 cars. Many persons now walk over the proposed bus route with great personal danger to themselves as the roads are narrow and vehicular traffic is heavy.

The owner of protestant Mountain Auto Line, testified that its buses operate twice daily to Crestline and pass within one-quarter of a mile from the lake and carry passengers between said points for a ten-cent fare. However, two public witnesses criticised protestant's service as not designed to meet the local needs. Since protestant discharges passengers bound for Lake Gregory at a point a quarter of a mile distant, requiring their walking along a busy thoroughfare and since the need is for a service at frequent intervals during the day, its requested restriction upon applicant's operation is found not to be feasible and not in the public interest.

Applicant furnished proof of his ability to finance and properly operate the proposed operation. The evidence also demonstrates that the service is needed immediately and consequently, the effective date of the order hereinafter contained should be shortened to ten days after its date. The Commission finds, as a fact, that the proposed service is required by public convenience and necessity.

O R D E R

Application therefor having been filed, a public hearing having been held and the Commission being fully informed therein, and it being hereby found that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be, and the same is hereby granted to Clyde C. Flinn, authorizing the establishment and operation of a seasonal service as a passenger stage corporation, as defined in Section 2 $\frac{1}{2}$  of the Public Utilities Act, for the transportation of passengers between Lake Gregory on the one hand, and on the other hand a point on Crest Forest Drive approximately three city blocks south of Fern Drive in the Village of Crestline, all in San Bernardino County, serving all intermediate points for the period commencing June 15, and continuing through October 1, of each year.

(2) That, in providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations:

- (a) Within thirty (30) days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted.
- (b) Within sixty (60) days after the effective date hereof, and on not less than five (5) days' notice to the Commission and the public, applicant shall establish the service herein authorized, and comply with the provisions of General Order No. 79 and Part 19 of General Order No. 98, by filing in triplicate, and concurrently making effective, tariffs and time schedules satisfactory to the Commission.

- (c) Applicant shall comply with all safety regulations of the Commission, especial reference being made to Part 9 of General Order No. 98 forbidding the use of trailers attached to passenger stage vehicles.
- (d) Subject to the authority of this Commission to change or modify such at any time by further order, applicant shall conduct operations, pursuant to the certificate herein granted, over and along the following route:

From Lake Gregory along Lake Drive, Fern Drive and Crest Forest Drive to a point approximately three city blocks south of said Fern Drive in the Village of Crestline.

Applicant is authorized to turn his motor vehicles at termini and intermediate points, in either direction; at intersection 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 ten (10) days after the date hereof.

Dated at San Francisco, California, this 24<sup>th</sup> day of July <sup>1951</sup><sub>1950</sub>.

[Signature]  
Arthur J. Brewer  
Harold Hicks  
[Signature]  
John L. Marshall  
 COMMISSIONERS