

ORIGINALDecision No. 49612

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of FRANK J. BARKO (a) to)
 discontinue passenger stage operations)
 over certain lines, (b) for authority)
 to reroute passenger stage service)
 between Colton and Fontana, and between)
 Riverside and March Field, (c) for a)
 new certificate to supersede all present)
 passenger stage operative rights.)

Application No. 34900

O P I N I O N

Applicant Frank J. Barko holds passenger stage certificates authorizing service between a number of points in the general area of Riverside and Fontana. He alleges he has been compelled to cease operations between most of these points but is continuing service between others.

He requests the Commission to approve his discontinuance of service, revoke the certificates between those points and issue to him a new certificate in lieu of the certificates applicable to the operations he is continuing.

Specifically, applicant states that more than thirty days before filing the above-entitled application (November 19, 1953) he had discontinued passenger stage service (1) between Riverside and Corona, (2) between Anza Village and Riverside Acres, (3) to and from the Blaine Housing Project near Riverside and between the intersection of U. S. Highway 395 and Canyon Crest Drive, on the one hand, and Canyon Crest, on the other hand, (4) between the intersection of Valley Boulevard and Cedar Street and the City of Riverside and (5) between the Kaiser Steel Plant at Fontana and Ontario all being over the routes as more particularly described in the application.

Applicant also asserts that he is continuing to conduct operations for the transportation of passengers (1) between Riverside and March Field and intermediate points and (2) between Colton and Fontana and intermediate points over certain described routes, as certificated by the Commission.

Applicant requests the Commission (1) to authorize him to discontinue service between all points first hereinabove mentioned, (2) to issue to him a new certificate (a) between Riverside and March Field and intermediate points and (b) between Colton and Fontana and intermediate points, and (3) to revoke all of his presently existing passenger stage operative rights.

As justification for those requests, applicant alleges that he is without sufficient financial resources to recondition and maintain all of his automotive equipment, that he is physically and financially capable of maintaining no more than three units which are sufficient to provide service between Colton and Fontana and between Riverside and March Field and that personal operation of these lines should produce sufficient revenues to enable him to continue such service.

With respect to the discontinued operations, applicant alleges that notices thereof had been accorded to the public by publication of accounts in newspapers and signs in his buses at least five days prior to such discontinuance. Applicant also states those lines were abandoned more than 30 days before he so informed the Commission.

No complaints have been received in connection with applicant's asserted discontinuance of service above referred to. In view of all the facts and circumstances and after full consideration, the Commission finds that public convenience and necessity no longer require such service. The Commission further finds that public

convenience and necessity require the issuance of a new certificate to applicant with respect to passenger stage service between Colton and Fontana and between Riverside and March Field. A public hearing is not deemed necessary.

O R D E R

An application therefor having been filed and the Commission being fully informed therein and it having found that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is hereby granted to Frank J. Barko authorizing the establishment and operation of service as a passenger stage corporation, defined in Section 226 of the Public Utilities Code, for the transportation of passengers:

(a) Between Riverside and March Field and intermediate points over the route:

Beginning at 7th and Market Streets in the City of Riverside thence along 8th Street and U. S. Highway 395.

(b) Between Colton and Fontana and intermediate points over the route:

Beginning at 8th and "I", in the City of Colton, west on "I" Street and Valley Boulevard, through Bloomington to Sierra Avenue, north on Sierra Avenue to Valencia Avenue, west on Valencia Avenue to Nuevo, north on Nuevo to Arrow Boulevard, east on Arrow Boulevard to Sierra Avenue, south on Sierra Avenue to Merrill Avenue, west on Merrill Avenue to Fontana Avenue, south on Fontana Avenue to San Bernardino Avenue, west on San Bernardino Avenue to Cherry Avenue, south on Cherry Avenue, to Valley Boulevard, east on Valley Boulevard to Live Oak, south on Live Oak to Slover, then return over same route.

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

(a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted.

(b) Within sixty days after the effective date hereof, and upon not less than five days' notice to the Commission and the public, applicant shall establish the service herein authorized and file in triplicate, and concurrently make effective, appropriate tariffs and timetables satisfactory to the Commission.

(3) That the operative rights created by the following decisions are hereby revoked and annulled:

Decision No.	38302	-	10/16/45	-	Application No.	26804
"	"		38805	-	"	" 27259
"	"		39409	-	"	" 27714
"	"		40695	-	"	" 28437
"	"		40725	-	"	" 28436
"	"		43562	-	"	" 30668
"	"		44053	-	"	" 30994
"	"		39624	-	"	" 27859
"	"		45233	-	"	" 31760
"	"		46007	-	"	" 32560
"	"		47067	-	"	" 33039

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

Dated at San Francisco, California, this 24th day of January, 1954.

Frederick B. Phillips
Commissioner

Commissioners