

50019

**ORIGINAL**

Decision No. \_\_\_\_\_

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In The Matter Of The Application of )  
 LUCILLE PRINCEAU for certificate of )  
 public convenience and necessity to )  
 transport passengers and their baggage ) Application No. 34253  
 between Salinas Municipal Airport and )  
 between Monterey Peninsula Airport )  
 and Monterey Peninsula Area. )

O P I N I O N

In the above-entitled application as amended Lucille Princeau requests a certificate of public convenience and necessity for the transportation of air-line passengers and their baggage between the following points:

- (a) Between Salinas Municipal Airport, on the one hand, and, on the other hand, Monterey, Carmel, Pacific Grove, Seaside, Presidio of Monterey and intermediate points via the Monterey-Salinas Highway.
- (b) Between Monterey Peninsula Airport near Monterey, on the one hand, and, on the other hand, Monterey, Pacific Grove, Carmel, Seaside, Presidio of Monterey and intermediate points.

The applicant's service will be upon an "on-call" basis.

The proposed fares are as indicated in the margin.<sup>1/</sup>

| <u>1/</u> Between | <u>And</u>       | <u>Fare</u> |
|-------------------|------------------|-------------|
| Salinas Airport   | Monterey         | \$2.00      |
| " "               | Seaside          | 2.50        |
| " "               | Carmel           | 2.75        |
| " "               | Pacific Grove    | 2.75        |
| -----             |                  |             |
| Monterey Airport  | Monterey         | \$1.00      |
| " "               | Seaside          | 1.50        |
| " "               | Monterey (Upper) | 1.25        |
| " "               | New Monterey     | 1.50        |
| " "               | Carmel           | 1.75        |
| " "               | Pacific Grove    | 1.75        |

Children under 5 years of age accompanied by an adult will be transported free. Children under 5 years, exclusively occupying a seat, and children 5 years and under 12 will be charged one-half the adult fares. Families of three or more, not exceeding the capacity of vehicle, and traveling between the same points will be transported for two one-way fares.

Applicant has three 7-passenger Packard limousines which she would use in the proposed operation. Her financial statement attached to the application shows a net worth of approximately \$3,500 of which a little over \$1,500 is cash.

As justification for the authority sought applicant asserts that United Airlines has been deprived of its authority to operate to and from Monterey Airport. In order to continue air service for passengers having ultimate origins or destinations at Monterey Bay area points the airline requires ground transportation facilities between Salinas Airport and points in the Monterey Bay area.

Applicant further states that even if such authority should be reinstated to United there are other airlines using the Salinas Airport which also require similar ground transportation service. In addition Southwest Airways requires ground transportation facilities between the Monterey Airport, used by it, and other points in the Monterey Bay area.

After full consideration the Commission hereby finds that public convenience and necessity require the establishment and operation of the service proposed by applicant. A certificate will be granted. Applicant asserts that copies of the application were served upon other carriers in the territory. No protest to the application has been received. A public hearing is not deemed to be necessary.

Lucille Princeau 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

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

IT IS ORDERED:

1. That a certificate of public convenience and necessity is hereby granted to Lucille Princeau authorizing the transportation of passengers and their baggage arriving or departing on airplanes which are operated to or from Salinas and Monterey Airports:

- (a) Between Salinas Municipal Airport, on the one hand, and the cities of Monterey, Carmel and Pacific Grove, the unincorporated area of Seaside, the Presidio of Monterey and points intermediate thereto via Salinas Highway, on the other hand.
- (b) Between Monterey Peninsula Airport, on the one hand, and the cities of Monterey, Pacific Grove and Carmel, the unincorporated area of Seaside, the Presidio of Monterey and points intermediate thereto, on the other hand.

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.

(c) Subject to the authority of this Commission to change or modify them by further order, applicant shall conduct operations pursuant to the certificate herein granted over and along the following routes:

Over and along the Salinas-Monterey Highway between Salinas and Carmel and all appropriate public roads to serve points in the Monterey Bay area as herein authorized.

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

Dated at Los Angeles, California, this 11<sup>th</sup> date of May, 1954.

Robert E. Mitchell

President

Justus J. Casellas

Kenneth Potter

Deane J. Higgins

Commissioners