

**ORIGINAL**Decision No. 51167

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

In the Matter of the Application of )  
 EMILO BUTTICCI, for certificate of )  
 public convenience and necessity to )  
 operate a passenger service between )  
 Kearney and Washington Streets to )  
 the County Jail of the City and )  
 County of San Francisco, No. 2, )  
 located at San Bruno, California. )

Application No. 35839

Joseph E. Isaacs, for applicant.  
Douglas Brookman, for Pacific Greyhound Lines,  
 interested party.  
Frank J. Needles, for the City and County of  
 San Francisco, protestant.  
Stanley Sekulski, for the Jitney Association  
 San Francisco, protestant.

O P I N I O N

At the hearing in this matter counsel for applicant orally amended the application so that the proposal is to provide a passenger stage service between the San Francisco County Jail No. 1 at Kearney and Washington Streets in San Francisco and the San Francisco County Jail No. 2 in San Mateo County. No passengers would be transported except those destined to either of these county jails. A public hearing thereon was held before Examiner Leo C. Paul on January 24, 1955, and the matter was submitted.

The record shows that the distance between the two jails is approximately 20 miles; that the proposed one-way fare is \$1.50; that applicant who is 27 years of age has \$15,000 cash in the bank; that he owns a Chrysler convertible automobile which would be exchanged for a different type of equipment if a need therefor were

demonstrated; and that applicant has had no experience whatsoever in the transportation of passengers. The record further shows that applicant has made no inquiries at either of the county jails or elsewhere to determine whether there is a need for the proposed service. He had never discussed the situation with the sheriff's office although he had talked with a police officer in San Francisco who stated that applicant's proposal, in the officer's opinion, would be a "fine thing". Applicant stated that he thought he would establish definite schedules at 2-hour intervals, the first of which would leave the San Francisco County Jail at about 9 a.m. and thereafter at about 2-hour intervals until the final return trip arriving at San Francisco at 10 p.m. The record further shows that the applicant has no knowledge nor has he made any estimates of the costs of the proposed operations. He maintains property damage insurance on the single vehicle he owns but was uncertain as to the public liability coverage.

In view of the Commission's conclusions in this matter, there appears to be no reason to discuss the evidence adduced by protestant City and County of San Francisco.


The only evidence of record in support of applicant's request is his testimony which we find expresses only a desire for a certificate. There is a total absence of any evidence of a public need for the proposed service. Therefore, the application must be denied.

O R D E R

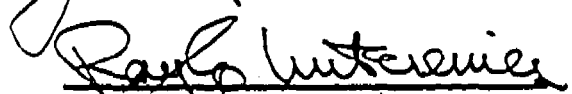
An application therefor having been filed, a public hearing having been held thereon and it being hereby found that public convenience and necessity was not shown to exist,

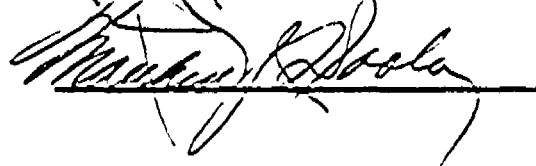
IT IS ORDERED that Application No. 35839 is hereby denied.

Dated at San Francisco, California, this 1st day of March, 1955.

  
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President

  
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Commissioners