

ORIGINALDecision No. 51225

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of RAY J. CAMPBELL for
 a certificate of necessity to operate
 a bus service between San Clemente,
 California, and Camp San Onofre and
 Camp Horno, located in Camp Pendleton,
 Marine Base, County of San Diego,
 State of California; to establish fares,
 and schedule of operation.

Application No. 36730

O P I N I O N

Ray J. Campbell requests authority to render service as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between points in the City of San Clemente, on the one hand, and Camp San Onofre and Camp Horno, on the other hand, via U. S. Highway 101 and Basilone Road (referred to as San Onofre Road), rendering no local service. Applicant will use two 27-passenger Ford transit buses. He will schedule eight trips on week-days and Sundays, and eleven trips on Saturdays (See Exhibit E in the application). Additional trips will be made when the traffic warrants them. Proposed fares will be 40 cents one way between either of the camps and San Clemente. Unrestricted weekly passes will be \$3.00.

Applicant alleges that he has eight vehicles with which he renders a taxi service in and around San Clemente and that he serves the camps when requested. He appears to be in a sound financial position (See Exhibit D in the application).

As justification for the proposed service, applicant alleges that the City of San Clemente is an incorporated town which has many natural attractions and a population of approximately 6,000 people, and that it has adequate and reasonable accommodations for visiting Marine Corps personnel. Camp San Onofre, he alleges, has facilities for about 4,000 men and is located about 8 miles southwest (sic) of San Clemente, and Camp Horno has a complement of 2,500 men and is about two miles northeast (sic) of San Onofre. He alleges that about 75% of the men in the two camps are eligible for daily passes.

The City of San Clemente (Exhibit H in the application) and the Base Commander of Camp Pendleton (Exhibit G in the application) have approved the proposed service.

The application alleges that there is no passenger stage corporation serving between San Clemente and either of the two camps.

Having fully considered the matter, the Commission is of the opinion, and finds, that public convenience and necessity require the establishment and operation of a passenger stage service as proposed. A public hearing is not necessary.

Ray J. Campbell 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 as to the number of rights which may be given.

O R D E R

Application having been made, 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 is hereby granted to Ray J. Campbell authorizing the establishment and operation of a service as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, for the transportation of passengers between the City of San Clemente, on the one hand, and Camp San Onofre and Camp Horno, on the other hand, subject to the following restrictions:

All passengers carried shall originate in San Clemente and be destined to either Camp San Onofre or Camp Horno, or shall originate in Camp San Onofre or Camp Horno and be destined to San Clemente.

(2) That in providing service pursuant to the certificate herein granted, there shall be compliance with 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 tariffs and time schedules satisfactory to the Commission.
- (c) Subject to the authority of this Commission to change or modify such at any time, Ray J. Campbell shall conduct said passenger stage operations over and along the following-described route:

Commencing at the Santa Fe Bus Depot located at 524 North El Camino Real (U. S. Highway 101) thence via U. S. Highway 101 and Basilone Road to Camp San Onofre and Camp Horno. Return via the reverse of the above route.

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 intersections, or in accordance with local traffic rules.

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

Dated at Los Angeles, California
this 21st day of March, 1955.

[Signature]
President
[Signature]
[Signature]
[Signature]
Commissioners