

Decision No. 51516**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of DAN AUGERINOS dba CITY TRANSIT)	
COMPANY, for a certificate of)	
public convenience and necessity)	Application No. 36872
to operate a scheduled passenger)	
bus line between Fairfield,)	
California and Suisun, California.)	

O P I N I O N

By this application filed April 11, 1955 Dan Augerinos requests a certificate of public convenience and necessity authorizing the establishment and operation of a passenger stage service for the transportation of persons between Fairfield and Suisun. Applicant proposes to charge a 15-cent fare and operate on a schedule of one-hour headway on a route via Texas Street and North Texas Street in the City of Fairfield and Union Avenue and other city streets in the Cities of Fairfield and Suisun.

Applicant presently provides a bus service within the City of Fairfield with two 27-passenger transit type buses. The application states that the applicant's present operation has a net worth of \$5,000. There are no notes due or payable nor liabilities other than current maintenance bills on the buses which are paid each month.

There is presently no direct public passenger service between the Cities of Fairfield and Suisun. The passenger stage corporations presently operating in the vicinity of Fairfield or Suisun were served with a copy of the application; no protests have been received.

It appears that the applicant is willing and able to conduct the proposed service. The Commission hereby finds that public convenience and necessity require the granting of a certificate authorizing the establishment and the operation of the service as proposed in the application.

As hereinbefore indicated, applicant now conducts an intracity operation wholly within the City of Fairfield. He plans to merge it with the proposed operation; hence the certificate which will be granted herein will specify the routes to be traversed in conducting the entire operation. A public hearing is deemed to be unnecessary.

Dan Augerinos 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

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

IT IS ORDERED that a certificate of public convenience and necessity be and it is hereby granted to Dan Augerinos authorizing the establishment and operation of service as a

passenger stage corporation, as defined in Section 226 of the Public Utilities Code, for the transportation of passengers between Fairfield and Suisun and intermediate points.

IT IS FURTHER ORDERED 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. The tariff filing made pursuant hereto shall comply in all respects with the Commission's General Order No. 79.
- c. Applicant shall conduct operations pursuant to the certificate herein granted over and along the following route:

From the intersection of Texas Street and Fifth Street, Fairfield, north on Fifth Street to Utah Street, southwest and south on Utah Street to Texas Street, east on Texas Street to Union Avenue, south on Union Avenue into the City of Suisun and continuing south thereon and the extension thereof, to wit, Main Street to Cordelia Street, west on Cordelia Street to Washington Street, south on Washington Street to Maple Street; east on Maple Street to Kellogg Street, thence north on Kellogg Street to Cordelia Street, west on Cordelia Street to Main Street, north on Main Street and the extension thereof, to wit, Union Avenue into the City of Fairfield to Texas Street, east on Texas Street and north on North Texas Street to Travis Market, thence return to the intersection of Texas and Fifth Street via North Texas Street and Texas Street.

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 intersection, or in accordance with local traffic regulations.

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

Dated at San Francisco, California, this 5th day of May, 1955.

[Signature]
President

[Signature]

[Signature]

[Signature]

[Signature]

Commissioners