

**ORIGINAL**Decision No. 58001

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

In the Matter of the Application of )  
 KEY SYSTEM TRANSIT LINES, a corpora- )  
 tion, for authority to inaugurate )  
 motor coach service in lieu of its )  
 present transbay rail lines between )  
 points in the Cities of Oakland, )  
 Berkeley, Emeryville and Piedmont, )  
 and the City and County of San )  
 Francisco, State of California. )

Application No. 36656  
 As Amended

In the Matter of the Application of )  
 KEY SYSTEM TRANSIT LINES, a corpora- )  
 tion, for Interim Relief and for an )  
 Order Pursuant to Section 454 of the )  
 Public Utilities Code Authorizing )  
 the Establishment of Rates and Fares )  
 for Transportation of Passengers )  
 between Points in the Counties of )  
 Alameda and Contra Costa, and the )  
 City and County of San Francisco, in )  
 the State of California. )

Application No. 36980  
 As Amended

ORDER GRANTING HEARING  
ON PETITIONS FOR REOPENING  
AND POSTPONEMENT OF EFFECTIVE DATE  
OF DECISION NO. 54669

Formal petitions for reopening of the above-entitled proceedings for further hearing have been received from the Claremont Improvement Club, Inc. and the Kensington Improvement Club, the Thousand Oaks Improvement Association and the Alameda-Contra Costa Transit District and the City of Berkeley.

Two petitions have been filed also - one by the City of Oakland and the other by Key System Transit Lines - which seek an extension of the effective date of Decision No. 54669.

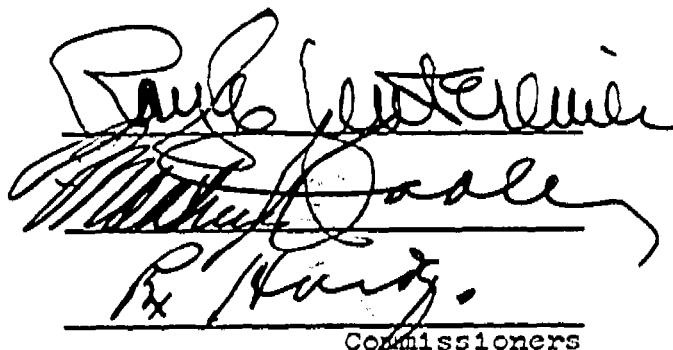
After thorough consideration the Commission is of the opinion and finds that the above petitions for reopening should be set for hearing to determine whether or not they should be granted,

and that pending such determination the effective date of Decision No. 54669 should be postponed. Therefore, good cause appearing,

IT IS ORDERED that public hearing is set for January 13, 1958, in Oakland, and January 14, 1958, in San Francisco, before Commissioner Dooley and Examiner Gregory, to hear argument and receive evidence so that it may be determined whether or not Application No. 36656 and Application No. 36980 should be reopened for further hearing.

IT IS FURTHER ORDERED that the effective date of Decision No. 54669 is postponed until the Commission determines whether or not said proceedings should be reopened or until further order of this Commission.

Dated at San Francisco, California, this 17th day of December, 1957.

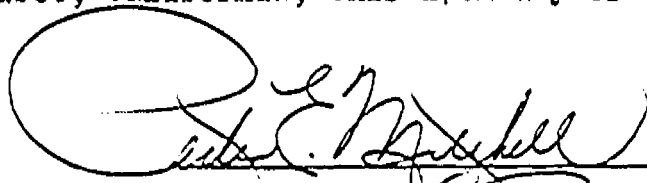
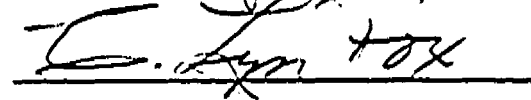
  
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R. Hardy.  
Commissioners

DISSENT

It is apparent from the record in these matters, particularly the various pleadings and arguments now presented and pending before us, that an attempt is being made to have the Commission improperly extend its jurisdiction to encompass the settlement of longstanding disputes between certain municipalities and other public bodies. This is neither the function nor the prerogative of this agency. Our proper activity is to assure the rendition of adequate public service at the lowest reasonable rates by the utilities subject to our authority. This duty we endeavored to satisfy by said Decision No. 54669.

Nothing is contained in the petitions for reopening, bearing on the issues before us in these proceedings, which impels a change in the conclusions reached in the above decision.

Dated at San Francisco, California, this 17th day of December, 1957.

  
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