

ORIGINAL

Decision No. 57256

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of TANNER MOTOR TOURS, LTD., for a certificate of public convenience and necessity to operate as a passenger stage corporation in the transportation of persons between Santa Monica Territory, on the one hand, and, on the other, the Pomona Fair Race Track, Pomona, California.

Application No. 40001

Gordon, Knapp, Gill & Hibbert, by Wyman C. Knapp, for applicant.
Musick, Peeler & Garrett, by Jesse R. O'Malley, for Los Angeles Metropolitan Transit Authority, protestant.

O P I N I O N

Applicant requests authority to enlarge its passenger stage operations for race track patrons by establishing and operating a direct round-trip service between Santa Monica and the Pomona Fair Grounds Race Track. It is now authorized to serve said race track from Long Beach, Beverly Hills, Hollywood, North Hollywood, Glendale and Pasadena.

A public hearing was held in Santa Monica before Examiner Mark V. Chiesa. Evidence having been adduced the matter was submitted for decision.

The evidence shows that applicant is proposing a direct round-trip service between principal hotels, hotel apartments, restaurants and other convenient pickup and discharge points situated

within a certain described area designated as the Santa Monica Territory. The proposed fare is \$2.27 plus Federal transportation tax and the equipment will consist of the usual sightseeing type bus operated by applicant. Schedules will be established so as to arrive at the track prior to the first race and to leave after the last race, and direct routes will be used.

Several witnesses testified that there is a public need for the proposed transportation.

Protestant contends that as it now operates a public transportation service between Santa Monica and Los Angeles, and between Los Angeles and the Pomona Race Track, no need exists for applicant's service and therefore the application should be denied. Protestant's service consists of the regular buses operated primarily for the convenience of local patrons, with stops at many points en route, between Santa Monica and Los Angeles, and although protestant operates a more direct service between Los Angeles and said race track, it is necessary for patrons from Santa Monica to transfer at Los Angeles and "walk over" from one to three blocks to protestant's terminal at 6th and Main Streets. The fare between Santa Monica and Pomona Fair Grounds on protestant's buses is \$1.52 (tax included) one way, and \$3.04 round trip.

The Commission having considered the entire record is of the opinion and finds that public convenience and necessity require applicant's proposed passenger stage service. The application will be granted.

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 hereby is granted to Tanner Motor Tours, Ltd., a corporation, 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 persons between the points and places, and along the routes as more specifically described in Appendix A attached hereto and made a part hereof.

(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. By accepting the certificate of public convenience and necessity herein granted, applicant is placed on notice that it will be required, among other things, to file annual reports of its operations and to comply with and observe the safety rules and other regulations of the Commission's General Order No. 98. Failure to file such reports, in such form and at such time as the Commission may direct, or to comply with and observe the provisions of General Order No. 98, may result in a cancellation of the operating authority granted by this decision.

(b) Within sixty days after the effective date hereof, and on 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, amendments to its tariffs and timetables satisfactory to the Commission to reflect the authority herein granted.

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

Dated at San Francisco, California, this 26th day of August, 1958.

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

Commissioner Ray E. Untereiner, being necessarily absent, did not participate in the disposition of this proceeding.

Tanner Motor Tours, Ltd., by certificate of public convenience and necessity granted in the decision noted in the margin is authorized to transport persons between the Santa Monica Territory, as hereinafter defined, and the race track at the Pomona Fair Grounds, subject to the following conditions:

- (a) The transportation service herein authorized shall be rendered only on a round-trip basis and passengers shall be picked up and discharged only at points and places to be named in applicant's tariff and situated within the described Santa Monica Territory except that applicant may, for operating convenience and economy, pick up and discharge round-trip passengers at certain intermediate points from which applicant has authority to transport persons to said track.
- (b) Subject to the authority of this Commission to change or modify said passenger stage operation at any time, applicant shall conduct said operation over and along the following route:

Beginning at Santa Monica Territory; thence northeasterly along Olympic Boulevard to the Harbor Freeway; northerly along the Harbor Freeway to the San Bernardino Freeway; or northeasterly along Santa Monica Boulevard to Beverly Boulevard; easterly along Beverly Boulevard to the Hollywood Freeway; southeasterly along the Hollywood Freeway to the San Bernardino Freeway; easterly along the San Bernardino Freeway to the City of Pomona and the Pomona Fair Race Track; and return over the same route.

- (c) The Santa Monica Territory within which applicant is authorized to serve and to name pickup and discharge points is as follows:

All points in Santa Monica within the area bounded by Washington Avenue, Stanford Street and Lipton Avenue, Centinela Avenue, Olympic Boulevard, Centinela Avenue, Pico Boulevard, and First Street.

End of Appendix A

Issued by California Public Utilities Commission.

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