

ORIGINAL

Decision No. 59261

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of:
TRANSCONTINENTAL BUS SYSTEM, INC., a
Delaware corporation, to remove exist-
ing restrictions against local trans-
portation of express between various
points in southern California, pur-
suant to Sections 1031-1036 of the
Public Utilities Code.

Application No. 41490

O P I N I O N

Applicant has authority from this Commission to render service as a passenger stage corporation, as that term is defined in Section 226 of the Public Utilities Code, for the transportation of passengers, their baggage and express between points and places in California (Decision No. 55018, dated May 21, 1957, in Application No. 38350, as amended by Decision No. 55217, dated July 2, 1957, in Application No. 38350, and Decision No. 58077, dated March 2, 1959, in Application No. 40746). The applicant may not provide any local service between the following points, among others:

1. Between Los Angeles and San Fernando and intermediate points.
2. Between Los Angeles, Long Beach, Newport Beach and Balboa and intermediate points.
3. Between Los Angeles and San Bernardino and intermediate points over any routes.
4. Between points in any one of the above restricted territories, on the one hand, and, on the other, points in any of the other restricted territories described hereinabove.

By this application, applicant requests the removal of present restrictions against the transportation locally of shipments of express (including newspapers) weighing one hundred pounds or less, on passenger-carrying vehicles, between points in Los Angeles, Orange, Riverside and San Bernardino Counties presently served by it as a passenger stage corporation.

In connection with its proposal to transport shipments of express locally between points in said counties, applicant proposes to charge the same rates and to apply the same rules and regulations governing the application of said rates and charges which now apply to express service where presently authorized.

Applicant proposes to render the said express service using the passenger buses now owned by the applicant and used in California. Service will be rendered under existing filed passenger stage schedules over regular routes and between fixed termini.

As justification for the granting of a certificate of public convenience and necessity permitting the said express service, applicant alleges that insofar as service between Los Angeles, Orange, Riverside and San Bernardino Counties is concerned, the applicant is presently authorized to provide service over all or portions of U. S. Highways Nos. 66, 60-70, 99 and 101, and, in addition, over various named streets in said counties. Generally speaking, this authority includes the right to serve intermediate points, subject to the restrictions against local service referred to above. These restrictions were imposed on applicant when it was authorized to handle express shipments at a time when such

service was rendered by predecessors of the Los Angeles Metropolitan Transit Authority. Applicant states it is informed and believes that said authority intends to discontinue said service. Applicant alleges that there is no other passenger stage corporation presently providing an express service between points in the said counties hereinbefore referred to, and that the express service is urgently required by shippers moving their shipments under emergency conditions.

Prior to September 14, 1959, applicant mailed copies of the application herein to the Los Angeles Metropolitan Transit Authority, American Buslines, Inc., and The Greyhound Corporation. No objection to the proposal has been received by this Commission.

The matter having been considered, the Commission is of the opinion and finds that public convenience and necessity require that applicant render service as a passenger stage corporation for the transportation of express locally between points in Los Angeles, Orange, Riverside and San Bernardino Counties, and that the restrictions against the rendering of such service, as provided in Original Page 6 of Appendix A to Decision No. 55018, supra, should be removed as proposed in the application herein.

The application was not opposed and it will be granted. A public hearing is not deemed necessary.

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 Transcontinental Bus System, Inc., a corporation, authorizing the establishment and operation of a service as a passenger stage corporation, as that term is defined in Section 226 of the Public Utilities Code, for the transportation of express (including newspapers), incidental to the transportation of passengers, weighing one hundred pounds or less, on passenger-carrying vehicles:

- a. Between Los Angeles and San Fernando and intermediate points;
- b. Between Los Angeles, Long Beach, Newport Beach and Balboa, and intermediate points;
- c. Between Los Angeles and San Bernardino, and intermediate points;

as more particularly described in First Revised Page 6 of Appendix A which is attached hereto and by reference made a part hereof, and subject to the conditions and restrictions applicable to the certificate of public convenience and necessity heretofore granted to applicant.

2. That within sixty days after the effective date hereof, and on not less than five days' notice to the Commission and to the public, applicant shall establish the service herein authorized.

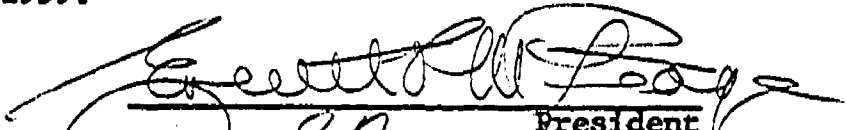
3. That Appendix A of Decision No. 55018 be, and it hereby is, amended by incorporating therein First Revised Page 6 of Appendix A as attached hereto and made a part hereof.

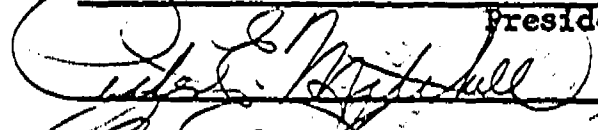
4. That within sixty days after the effective date hereof, and on not less than five days' notice to the Commission and to the public, applicant shall amend its tariffs on file with this Commission to reflect the authority herein granted. The tariff filings made pursuant to this order shall comply in all respects with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 79.

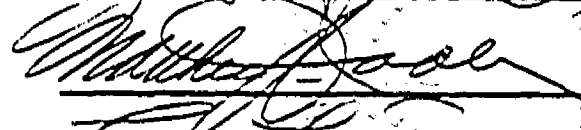
In all other respects Decision No. 55018, as heretofore amended, shall remain in full force and effect.

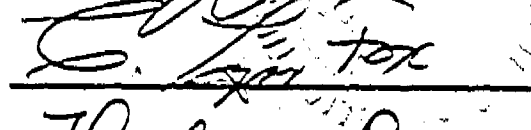
The effective date of this order shall be twenty days after the date hereof.


Dated at San Francisco, California, this 10th day of November, 1959.



President








Commissioners

SPECIAL CONDITIONS, RIGHTS AND RESTRICTIONS

1. Routes described include transportation of passengers, their baggage and shipments of express (including newspapers) weighing one hundred pounds or less, on passenger-carrying vehicles between all points and places, subject to the same restrictions as apply to the transportation of passengers and their baggage as set forth herein, except as otherwise noted.

2. Passengers and their baggage shall not be transported locally between the following points:

- (a) Between San Francisco and Hayward and intermediate points.
- (b) Between Los Angeles and San Fernando and intermediate points, except that this restriction shall not apply to shipments of express (including newspapers) weighing one hundred pounds or less, on passenger-carrying vehicles.
- (c) Between Los Angeles, Long Beach, Newport Beach and Balboa and intermediate points, except that this restriction shall not apply to shipments of express (including newspapers) weighing one hundred pounds or less, on passenger-carrying vehicles.
- (d) Between Los Angeles and San Bernardino and intermediate points over any routes, except that this restriction shall not apply to shipments of express (including newspapers) weighing one hundred pounds or less, on passenger-carrying vehicles.
- (e) Between the San Diego Terminal of Transcontinental Bus System, Inc., and La Jolla intermediate points.
- (f) Between points in one restricted territory as designated and described in Restrictions (b), (c) and (d) above, on the one hand, and points in another restricted territory as designated and described in said Restrictions (b), (c) and (d) above, except that this restriction shall not apply to shipments of express (including newspapers) weighing one hundred pounds or less, on passenger-carrying vehicles.

Note: The term "locally" as used in connection with these restrictions does not apply to the movement of passengers and their baggage from points inside a restricted area to points outside that restricted area or to the movement of passengers and their baggage from points outside a restricted area to points inside said restricted area.

Issued by California Public Utilities Commission.

Decision No. 59261, Application No. 41490.