

Decision No. 59526

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
JIM F. ROBINSON for certificate of )  
public convenience and necessity to )  
operate motor coach passenger serv- )  
ice between El Centro, California, )  
and Holtville, California. )

Application No. 41675

O P I N I O N

Jim F. Robinson, an individual, seeks authority to operate a passenger stage service between El Centro and Holtville, Imperial County, and intermediate points. Applicant now operates a service station in El Centro and a charter bus business in the Imperial County area.

A financial statement filed with the application shows that he has tangible assets consisting chiefly of automobiles, buses, parts and tires, in the amount of \$28,500, subject to liabilities of \$5,900. The said assets include seven buses, three of which will be used in the proposed service. He is experienced in the bus transportation business, having been employed as a driver.

The distance between El Centro and Holtville is approximately 10.4 miles and the principal intermediate point of Meloland is about six miles easterly of El Centro. Proposed one-way fares are 25 cents from either terminal to Meloland, and 35 cents between El Centro and Holtville. It is estimated that said fares, based on traffic which is likely to develop, will result in a compensatory operation.

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Recently this Commission, by Decision No. 59344, authorized the discontinuance of a bus service which included this proposed route. The former carrier experienced losses due principally to the operation of a service between El Centro and a Naval Air Station, which service is not herein proposed.

The proposed route is along U. S. Highway No. 80. Initially four round trips daily will be operated between 9 a.m. and 11 p.m.

Western Greyhound Lines, which operates along said route, is not opposing this application.

A Commission transportation engineer has reported favorably on this matter and the application has the support of the communities.

The Commission having considered the matter finds that public convenience and necessity require that a passenger stage service be established and operated between El Centro and Holtville and intermediate points. The application will be granted. A public hearing is not deemed necessary.

Jim F. Robinson is hereby placed on 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, such rights extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be modified or canceled 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 hereby is, granted to Jim F. Robinson, an individual, 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.

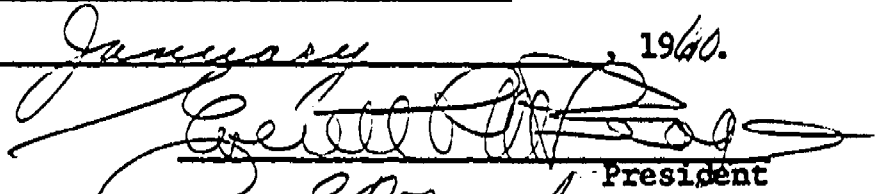
(2) That in providing service pursuant to the certificate herein granted there shall be compliance with the following service regulations:

- (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 he will be required, among other things, to file annual reports of his 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, tariffs and time-tables satisfactory to the Commission.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California,  
this 12th day of January, 1960.

  
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President

  
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Commissioners

Jim F. Robinson, by certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport persons between El Centro and Holtville and intermediate points, subject to the following conditions:

- (a) 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:

From the Greyhound Bus Terminal, 460 State Street, El Centro, thence along U. S. Highway No. 99 and U. S. Highway No. 80 to its intersection with Holt Avenue in Holtville.

Return via the reverse of the going route.

Applicant is authorized to turn his 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.

Issued by California Public Utilities Commission.

Decision No. 59526, Application No. 41675.