

ORIGINAL

Decision No. 60045

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of DOMINIC A. MANNINO, doing business as M & M CHARTER LINES, to operate passenger bus service between the City of Inglewood, California, and Del Mar Race Track in the City of Del Mar, California: between the City of Inglewood, California, and Los Alamitos Race Track in Los Alamitos, California: between the City of Wilmington, California, and Hollywood Park Race Track in the City of Inglewood, California, and certain intermediate points.

)
Application
No. 41776

George M. Stephenson, for applicant.
J. Maatta, for Greyhound Lines, protestant.
Warren N. Grossman, of Gordon, Knapp, Gill
& Hibbert, for Tanner Motor Tours, Ltd.,
interested party.
Fred G. Ballenger, for the Commission staff.

O P I N I O N

Applicant is now authorized to operate a race track bus service between San Pedro and Hollywood Park and Santa Anita race tracks, between Redondo Beach and Santa Anita race track, between Inglewood and San Ysidro (for Agua Caliente patrons), also a special events bus service between San Pedro and the Los Angeles Coliseum, also a sightseeing bus service between Long Beach and Marineland and between Long Beach and vicinity, as more specifically set forth in Decisions Nos. 50042, 50400, 54244, 56315, 58412 and 58497.

By this application authority is sought to establish and operate additional race track bus service (1) between Inglewood and

nearby points, on the one hand, and Del Mar Race Track and the Los Alamitos Race Track, on the other hand, and (2) between the Wilmington area of the City of Los Angeles and the Hollywood Park Race Track.

Applicant now serves the Hollywood Park Race Track from San Pedro which adjoins the Wilmington area proposed to be served. San Pedro and Wilmington are part of the City of Los Angeles.

A public hearing was held in Inglewood on February 16, 1960, before Examiner Mark V. Chiesa. Oral and documentary evidence having been adduced, the matter was submitted for decision.

The record shows that there is no direct certificated race track passenger stage service at present between the Wilmington area and Hollywood Park Race Track, nor between Inglewood and the Los Alamitos Race Track. Several witnesses testified that there is a need for the proposed service between Wilmington and Hollywood Park and between Inglewood and adjacent points and the Los Alamitos Track.

Tanner Motor Tours, Ltd., appearing as an interested party, operates from Long Beach to Hollywood Park and Los Alamitos Race Tracks. Said service is not convenient to points in the Wilmington or Inglewood areas proposed to be served by applicant.

Applicant now operates a race track service for race patrons of the Agua Caliente Race Track between Inglewood and named points adjacent thereto, on the one hand, and San Ysidro, on the other hand.

Western Greyhound Lines, a division of the Greyhound Corporation, is protesting applicant's proposed service between

Inglewood and Del Mar on the grounds that it operates special deluxe and direct race track service between Santa Monica and said race track, operating via Redondo Beach. The record shows that beginning with the 1960 meeting at Del Mar, Greyhound proposes to increase its service along said route by establishing a pick-up point at the intersection of Manchester Boulevard and Sepulveda Boulevard, from which point local transportation is available from the City of Inglewood, thence via Redondo Beach from which latter point protestant also proposes to serve Torrance, Harbor City and Wilmington, all of which are now situated along its certificated route.

We find that applicant has not established by substantial evidence that there is a sufficient public need for the service it proposed to the Del Mar Track. On the other hand, it appears that service of protestant Western Greyhound Lines from the Inglewood and Redondo Beach territories will, in the opinion of this Commission, satisfactorily meet the present public need for bus transportation to the Del Mar Race Track.

Having considered the evidence of record, the Commission is of the opinion and finds that public convenience and necessity require that applicant's proposed race track bus service between the City of Inglewood and Los Alamitos Race Track and intermediate points, and between the Wilmington area and Hollywood Park Race Track, be established, and that its proposed service between Inglewood and Del Mar Race Track be denied. The application, therefore, will be granted in part and denied in part.

For the purpose of clarification and in order to consolidate applicant's operating authority in one certificate, in

place of and in lieu of several certificates heretofore granted, all of applicant's operating authority will be set forth in the appendix to this decision.

Dominic A. Mannino 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

A public hearing having been held, 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 Dominic Mannino, doing business as M & M Charter Lines, 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 persons between the points and along

the routes as set forth in Appendix A, attached hereto and made a part hereof, subject to the limitations or restrictions, if any, as set forth in said Appendix A.

2. That, in providing service pursuant to the certificate herein granted, Dominic Mannino, doing business as M & M Charter Lines, shall comply 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 and insurance requirements of the Commission's General Order No. 101. 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 Orders Nos. 98 and 101, 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 ten 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 timetables satisfactory to the Commission.

3. That the operating authority as set forth in Appendix A attached hereto is in lieu of all operating authority heretofore granted to applicant or its predecessors, which operating authority is hereby canceled and revoked, such cancellation and revocation to become effective concurrently with the effective date of the tariff filings required by paragraph 2.b. hereof.

4. That, except as herein authorized, Application No. 41776 be, and it hereby is, denied.

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

Dated at San Francisco, California, this 3rd day of May, 1960.

Cecil R. Payne
President
Walter H. Mitchell
Walter J. Galt
E. J. Fox
Theodore J. Deemer
Commissioners

CERTIFICATE
of
PUBLIC CONVENIENCE AND NECESSITY

Showing passenger stage operative rights, restrictions,
limitations, exceptions, and privileges applicable thereto.

All changes and amendments as authorized by
the Public Utilities Commission of the State of California
will be made as revised pages or added original pages.

Issued under authority of Decision No. 60045
dated May 3, 1960, of the Public Utilities Commission
of the State of California, on Application No. 41776.

DOMINIC MANNINO
 Doing Business As
 M & M CHARTER LINES

Appendix A

Original Page 2

INDEX

	<u>Page No.</u>
SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS, AND SPECIFICATIONS	3,4,5,6 *
SECTION 2. ROUTE DESCRIPTIONS	
<u>Route</u> <u>Route Name</u>	
1 San Pedro-Hollywood Park Race Track ..	10
2 Wilmington-Hollywood Park Race Track .	11
3 San Pedro-Santa Anita Race Track . . .	12
4 Redondo Beach-Santa Anita Race Track .	13
5 Inglewood-San Ysidro	14
6 Inglewood-Los Alamitos Race Track . .	15
7 San Pedro-Los Angeles Coliseum	16
<u>Tour</u> <u>Tour Name</u>	
100 Long Beach and Vicinity	16
102 Long Beach-Marineland Oceanarium . . .	16

* Pages Nos. 7, 8, and 9 intentionally left blank

Issued by California Public Utilities Commission.

Decision No. 60045, Application No. 41776.

DOMINIC MANNINO
Doing Business As
M & M CHARTER LINES

Appendix A

Original Page 3

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS,
AND SPECIFICATIONS.

The certificate hereinafter noted supersedes all operative authority heretofore granted to Dominic Mannino, doing business as M & M Charter Lines.

Dominic Mannino, doing business as M & M Charter Lines, by certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers between:

1. San Pedro and Wilmington, on the one hand, and the Hollywood Park Race Track, on the other hand;
2. San Pedro, Wilmington, Redondo Beach, Torrance, Gardena, and Compton, on the one hand, and the Santa Anita Race Track, on the other hand;
3. Inglewood, Hawthorne, Lawndale, Torrance, Harbor City, San Pedro, and Wilmington, on the one hand, and San Ysidro, California, on the other hand;
4. Inglewood, Hawthorne, Lawndale, Torrance, Harbor City, San Pedro, and Wilmington, on the one hand, and the Los Alamitos Race Track, on the other hand;
5. San Pedro, on the one hand, and the Los Angeles Memorial Coliseum, on the other hand;
6. Long Beach, on the one hand, and Marineland of the Pacific Oceanarium, on the other hand;

Issued by California Public Utilities Commission.

Decision No. 60045, Application No. 41776.

DOMINIC MANNINO
Doing Business As
M & M CHARTER LINES

Appendix A

Original Page 4

SECTION 1 (Contd.)

7. Long Beach, on the one hand, and Los Alamitos Bay, Los Cerritos Ranch House, and Pierpoint Landing, on the other hand;

and certain territories intermediate thereto, over and along the routes hereinafter described, subject to the conditions and restrictions hereinafter set forth:

- (a) Motor vehicles may be turned at termini and intermediate points, in either direction, at intersections of streets or by operating around a block contiguous to such intersections in accordance with local traffic regulations.
- (b) When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.
- (c) All service herein authorized shall be limited to the transportation of round-trip passengers only.
- (d) Service over Routes 1 to 7, inclusive, shall be rendered only when thoroughbred horse racing is being conducted at Hollywood Park, Santa Anita, or Agua Caliente; quarter horse racing is being conducted at Los Alamitos; or sporting events are being held in the Los Angeles Coliseum. Service shall be limited to the transportation of passengers desiring to attend said races or sporting events.

Issued by California Public Utilities Commission.

Decision No. 60045, Application No. 41776.

DOMINIC MANNINO
Doing Business As
M & M CHARTER LINES

Appendix A

Original Page 5

SECTION 1 (Contd.)

- (e) (1) Service to Hollywood Park, Santa Anita, and Los Alamitos shall be rendered each racing day.
- (2) Service to San Ysidro shall be rendered on Sundays only, except that service shall also be rendered on Saturdays and holidays when the Hollywood Park and Santa Anita race tracks are not conducting a race meeting for thoroughbreds.
- (3) Service to the Los Angeles Coliseum and on Tours 100 and 102 shall be operated on an "on-call" basis, subject to a minimum of fifteen (15) adult fares.
- (4) Tours 100 and 102 shall be conducted as a sight-seeing service.
- (f) Except at termini, passengers shall be picked up and discharged within the following areas only:

Route 1. San Pedro-Hollywood Park Race Track

Between the intersections of Sixth Street and Harbor Boulevard and Carson Boulevard and Western Avenue, both points inclusive.

Route 2. Wilmington-Hollywood Park Race Track

Between the intersections of Avalon Boulevard and "D" Street and Crenshaw Boulevard and Artesia Boulevard, both points inclusive.

Route 3. San Pedro-Santa Anita Race Track

Between the intersections of Sixth Street and Harbor Boulevard and Avalon Boulevard and Sepulveda Boulevard, both points inclusive.

Issued by California Public Utilities Commission.

Decision No. 60045, Application No. 41776.

DOMINIC MANNINO
Doing Business As
M & M CHARTER LINES

Appendix A

Original Page 6

SECTION 1 (Contd.)

Route 4. Redondo Beach-Santa Anita Race Track

Between the intersections of Pacific Avenue and Emerald Street and Tamarind Avenue and Compton Boulevard, both points inclusive. Also at the intersections of Long Beach Boulevard and Compton Boulevard and Atlantic Avenue and Compton Boulevard.

Route 5. Inglewood-San Ysidro

Route 6. Inglewood-Los Alamitos Race Track

Between the intersections of Market Street and Manchester Boulevard and Avalon Boulevard and Pacific Coast Highway, both points inclusive.

Route 7. San Pedro-Los Angeles Coliseum

South of Pacific Coast Highway only.

Tour 100. Long Beach and Vicinity and

Tour 102. Long Beach-Marineland Oceanarium

Wilton and Lafayette Hotels only.

- (g) Specific points and places where passengers will be picked up and discharged shall be named in applicant's tariff.

Issued by California Public Utilities Commission.

Decision No. 60045, Application No. 41776.

DOMINIC MANNINO
Doing Business As
M & M CHARTER LINES

Appendix A

Original Page 10

SECTION 2. ROUTE DESCRIPTIONS.

Route 1. San Pedro-Hollywood Park Race Track

Commencing at the intersection of Sixth Street and Harbor Boulevard in San Pedro, thence along Sixth Street, Gaffey Street, Anaheim Street, Western Avenue, Century Boulevard, and Prairie Avenue to entrance of race track.

Issued by California Public Utilities Commission.

Decision No. 60045, Application No. 41776.

DOMINIC MANNINO
Doing Business As
M & M CHARTER LINES

Appendix A

Original Page 11

SECTION 2. ROUTE DESCRIPTIONS (Contd.)

Route 2. Wilmington-Hollywood Park Race Track

Commencing at the intersection of Avalon Boulevard and "D" Street in Wilmington, thence along Avalon Boulevard, Pacific Coast Highway, Western Avenue, Carson Street, Cabrillo Avenue, Torrance Boulevard, Crenshaw Boulevard, El Segundo Boulevard, and Prairrie Avenue to entrance of race track.

Issued by California Public Utilities Commission.

Decision No. 60045, Application No. 41776.

DOMINIC MANNINO
Doing Business As
M & M CHARTER LINES

Appendix A

Original Page 12

SECTION 2. ROUTE DESCRIPTIONS (Contd.)

Route 3. San Pedro-Santa Anita Race Track

Commencing at the intersection of Sixth Street and Harbor Boulevard in San Pedro, thence along Sixth Street, Gaffey Street, Anaheim Boulevard, Western Avenue, Pacific Coast Highway, Normandie Avenue, Anaheim Boulevard, Avalon Boulevard, Sepulveda Boulevard, Wilmington Avenue, Del Amo Boulevard, Santa Fe Avenue, Artesia Avenue, Lakewood Boulevard, Rosemead Boulevard, and Huntington Drive to entrance of race track.

Issued by California Public Utilities Commission.

Decision No. 60045, Application No. 41776.

DOMINIC MANNINO
Doing Business as
M & M CHARTER LINES

Appendix A

Original Page 13

SECTION 2. ROUTE DESCRIPTIONS (Contd.)

Route 4. Redondo Beach-Santa Anita Race Track

Commencing at the intersection of Pacific Avenue and Emerald Street in the City of Redondo Beach, thence along Pacific Avenue, Torrance Boulevard, Western Avenue, 174th Street (Artesia Avenue), Vermont Avenue, Redondo Beach Boulevard, Compton Boulevard, Atlantic Avenue, and Huntington Drive to entrance of race track.

Alternate Route

To be used only in providing a supplemental service on the Redondo Beach-Santa Anita Route and not in lieu of the regular service between San Pedro and Santa Anita.

Over the San Pedro-Santa Anita route to the intersection of Avalon Boulevard and Sepulveda Boulevard, continuing along Avalon Boulevard to Compton Boulevard, thence along the Redondo Beach-Santa Anita Route to entrance of race track.

Issued by California Public Utilities Commission.

Decision No. 60045, Application No. 41776.

DOMINIC MANNINO
Doing Business As
M & M CHARTER LINES

Appendix A

Original Page 14

SECTION 2. ROUTE DESCRIPTIONS (Contd.)

Route 5. Inglewood-San Ysidro

Commencing at the intersection of Market Street and Manchester Boulevard in the City of Inglewood, thence along Market Street, Hawthorne Boulevard, Torrance Boulevard, Cabrillo Avenue, Carson Street, Western Avenue, Anaheim Boulevard, Gaffey Street, Sixth Street, Harbor Boulevard, San Pedro-Wilmington Road, B Street, Avalon Boulevard, Pacific Coast Highway, and U. S. Highway 101 to San Ysidro, California.

Issued by California Public Utilities Commission.

Decision No. 60045, Application No. 41776.

SECTION 2. ROUTE DESCRIPTIONS (Contd.)

Route 6. Inglewood-Los Alamitos Race Track

Commencing at the intersection of Market Street and Manchester Boulevard in the City of Inglewood, thence along Market Street, Hawthorne Boulevard, Torrance Boulevard, Cabrillo Avenue, Carson Street, Western Avenue, Anaheim Street, Gaffey Street, Sixth Street, Harbor Blvd., San Pedro-Wilmington Road, "B" Street, Avalon Boulevard, Pacific Coast Highway, Seventh Street, Los Alamitos Boulevard, and Katella Avenue to entrance of race track.

Issued by California Public Utilities Commission.

Decision No. 60045, Application No. 41776.

DOMINIC MANNINO
Doing Business As
M & M CHARTER LINES

Appendix A

Original Page 16

SECTION 2. ROUTE DESCRIPTIONS (Contd.)

Route 7. San Pedro-Los Angeles Coliseum

Commencing at the intersection of Sixth Street and Harbor Boulevard in San Pedro, thence via the most appropriate and direct route to the Los Angeles Memorial Coliseum.

Tour 100. Long Beach and Vicinity

Beginning at the Wilton Hotel in the City of Long Beach, thence along Ocean Boulevard and Linden Avenue to the Lafayette Hotel, thence to and along Ocean Boulevard, Livingston Drive, and Second Street to Alamitos Bay and Naples, thence along Pacific Coast Highway, Lakewood Boulevard, Willow Street, Long Beach Boulevard, and Virginia Road to Los Cerritos Ranch House, thence along Virginia Road, Long Beach Boulevard, Willow Street, Long Beach Freeway, and Pico Avenue to Pierpoint Landing; thence along Pico Avenue and Ocean Boulevard to termini at hotels.

Tour 102. Long Beach-Marineland Oceanarium

Beginning at the Wilton Hotel in the City of Long Beach, thence along Ocean Avenue and Linden Avenue to the Lafayette Hotel, thence to and along Long Beach Boulevard, Anaheim Street, Alameda Street, B Street, San Pedro-Wilmington Road, Harbor Boulevard, Sampson Way, 22d Street, Gaffey Street, Paseo del Mar, Western Avenue, 25th Street, and Palos Verdes Drive South to Marineland; returning east on Palos Verdes Drive South, thence along Western Avenue, Palos Verdes Drive North, Anaheim Street and Long Beach Boulevard to termini at hotels.

Issued by California Public Utilities Commission.

Decision No. 60045, Application No. 41776.