

ORIGINAL

Decision No. 67201

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application)	
of SAN DIEGO ECONOMY LINE, INC.,)	
for authority to abandon service)	Application No. 46330
in the vicinity of El Cajon and)	(Filed March 30, 1964)
other parts of El Cajon Valley and)	
make minor changes of description.)	

Freddie L. Allen, for applicant.
James C. Haugh, for San Diego Transit System,
interested party.
Fred G. Ballenger, for the Commission staff.

O P I N I O N

Applicant is a passenger stage corporation and operates three routes in the City of El Cajon and vicinity, all serving the business section of El Cajon. Route 2, known as the East Valley Loop, serves the area east of the city, Route 3 serves the Bostonia area and Lakeside, north of the city; and Route 4 operates north-westerly, serving the community of Santee. Said routes have a common terminal at Main Street and Magnolia Avenue in the City of El Cajon. Applicant also operates Route 1, between Lakeside and San Diego, with certain restrictions applying to through passengers.

Authority is requested to modify its existing authority by discontinuing service on Routes 2, 3, and 4.

A public hearing was held in El Cajon on April 23, 1964, before Examiner DeWolf and the matter was submitted on the same date.

No protests were filed and no evidence was introduced in opposition to the application.

Exhibit No. 1 in evidence is an affidavit of posting notice of the hearing in the bus and terminal of the applicant five days before the hearing. Exhibits Nos. 2 and 3 are bus routes and schedules.

The president and manager of applicant testified that the lines requested to be abandoned have never paid operation expenses, and that the losses have been a drain upon the other service of the company. The witness testified that the revenue of these lines is approximately seven to eight cents per mile and the present cost is 21.88 cents per mile without figuring management costs, and that abandonment of these lines will save 133 miles per day, and will also result in a saving of salary and insurance.

Applicant further testified that the company has been operating at a deficit and therefore it is necessary to reduce expenses to remain in business and continue service to the remaining line.

The Commission, having considered the matter, finds that public convenience and necessity require the proposed changes and that the applicant should not be required to continue service at a loss on the lines to be abandoned. The application will be granted.

As applicant has heretofore been authorized to revise its routes on several occasions, it is deemed advisable to restate its certificate in order to clarify its operating authority. Accordingly, an in-lieu certificate will be issued.

San Diego Economy Line, Inc. 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

IT IS ORDERED that:

- .1. A certificate of public convenience and necessity be and it is granted to San Diego Economy Line, 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 persons between and along the route as more specifically set forth in Appendix A attached hereto and made a part hereof, subject to the conditions and restrictions, if any, as set forth in said Appendix A.
- . 2. The certificate of public convenience and necessity granted in paragraph 1 of this order supersedes the certificates of public convenience and necessity granted by Decisions Nos. 65261 and 66423, which certificates are hereby revoked, said revocation to become effective concurrently with the effective date of the tariff filings required by paragraph 2(b) hereof.

3. On not less than five days' notice to the Commission and the public, San Diego Economy Line, Inc., may discontinue passenger stage service between, over, and along its routes 2, 3, and 4, and all tariffs and timetables presently on file with this Commission in applicant's name on routes 2, 3, and 4 are canceled.

4. In providing service pursuant to the certificate herein granted, applicant shall comply with and observe 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 and insurance requirements of the Commission's General Order No. 101-A. 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-A, may result in a cancellation of the operating authority granted by this decision.
- b. Within one hundred twenty days after the effective date hereof, applicant shall establish the service herein authorized and file in the Commission's office in triplicate tariffs and timetables satisfactory to the Commission.
- c. The tariff and timetable filings shall be made effective on not less than five days' notice to the Commission and to the public, and the effective date of the tariff and timetable filings shall be concurrent with the discontinuance of the service herein authorized.

d. The tariff and timetable filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs and timetables set forth in the Commission's General Orders Nos. 79 and 98.

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

Dated at San Francisco, California, this 12th day of Nov, 1964.

William B. Smith
 President

John L. H. [unclear]

Charles [unclear]

George J. Hoover

Commissioners

Commissioner Frederick B. Holoboff, being necessarily absent, did not participate in the disposition of this proceeding.

SAN DIEGO ECONOMY LINE, INC.

Appendix A

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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. 67201
dated May 12, 1964, of the Public Utilities
Commission of the State of California, on
Application No. 46330.

SAN DIEGO ECONOMY LINE, INC.

Appendix A

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

The certificate hereinafter noted supersedes all operative authority heretofore granted to San Diego Economy Line, Inc.

San Diego Economy Line, Inc., by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers between Lakeside, Bostonia, Homeland, Casa De Oro, Lemon Grove and San Diego and certain territories intermediate and adjacent thereto, over and along the route hereinafter described, subject to the following provisions:

- (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) Passengers whose origin and destination are both west of Euclid Avenue shall not be transported.

Issued by California Public Utilities Commission.

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Appendix A

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SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS,
LIMITATIONS, AND SPECIFICATIONS (Continued)

- (d) Passengers whose origin is at any point north of Chase Avenue shall not be transported to points west of College Grove Shopping Center.
- (e) Passengers whose origin is at any point west of College Grove Shopping Center shall not be transported north of Chase Avenue.

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Appendix A

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SECTION 2. ROUTE DESCRIPTIONS

Route No. 1, San Diego-Lakeside

Beginning at the Greyhound Bus Depot located at 1st Avenue and Broadway in San Diego, thence along 1st Avenue, "B" Street, Front Street, Market Street, Wabash Boulevard, Highway 94 Freeway, Broadway (Federal Boulevard), Campo Road (Campo Boulevard), Calavo Drive, Challenge Boulevard, Avocado Boulevard, Washington Avenue, Second Street, Winter Gardens Boulevard, Woodside Avenue, River Street and Laurel Street to Maine Avenue. Return via Maine Avenue and Woodside Avenue to Winter Gardens Boulevard, thence via the reverse of the going route to the intersection of 1st Avenue and Market Street in San Diego, thence along 1st Avenue to point of beginning.

Also along 32nd Street between Highway 94 and Market Street.

Also along Campo Road and Avocado Boulevard between Calavo Drive and Challenge Boulevard.

Also along College Grove Avenue and Ryan Road between Broadway (Federal Boulevard) and the College Grove Shopping Center.

Also along Laurel Street and Ashwood Street to El Capitan High School for school service only.

Alternate Routes

(1) Along 25th Street and Highway 94 Freeway between Market Street and Wabash Boulevard.

(2) Along Federal Boulevard and Home Avenue between Highway 94 Freeway and Broadway (Lemon Grove).

(3) Along Ryan Road and College Grove Way between College Grove Shopping Center and Highway 94 Freeway.

End of Appendix A.

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