

**ORIGINAL**

Decision No. 67761

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of SAN DIEGO TRANSIT SYSTEM )  
a corporation, for authority to extend )  
its Route "E" - LA MESA-EL CAJON line. )

Application No. 46583  
(Filed April 22, 1964)

Application of SAN DIEGO ECONOMY LINE, )  
INC., a corporation, for an amendment )  
to their certificate of public conven- )  
ience and necessity granted under )  
Decision No. 67201. )

Application No. 46677  
(Filed May 28, 1964)

Leon W. Scales, for San Diego Transit  
System.  
Freddie Allen, for San Diego Economy  
Line, Inc.  
William Kendall, for the Commission  
staff.

O P I N I O N

By Application No. 46583, San Diego Transit System (Transit) requests authority to extend its Route "E" - La Mesa-El Cajon line from the intersection of Mollison Avenue and Main Street in the City of El Cajon, easterly on Main Street to Second Street, a distance of .80 miles.

By Application No. 46677, San Diego Economy Line, Inc., (Economy) requests the removal of an existing restriction which prohibits it from transporting passengers originating at a point north of Chase Avenue to any point west of College Grove Shopping Center, and which restricts it from transporting passengers originating west of College Grove Shopping Center to points north of Chase Avenue.

The applications were consolidated for hearing and a hearing thereon was held in El Cajon before Examiner Rogers on June 23, 1964. At the close of the hearing, the matters were argued and submitted.

Prior to May 12, 1964, Economy served along that portion of Main Street in El Cajon proposed to be served by Transit. By Decision No. 67201, dated May 12, 1964, in Application No. 46330, Economy was authorized to terminate such service, among others, effective on said date. In said decision, it is stated that the applicant therein testified that the service was never compensatory.

Transit presented evidence to show that it can render service to and from Second Street and Main Street in El Cajon without an additional employee, an additional schedule, or additional equipment by utilizing part of the present layover time of its Route "E" at Mollison Avenue and Main Street. It proposes to operate seven days a week, including holidays. On weekdays, it will operate 31 schedules in each direction between 5:57 a.m. and 9:15 p.m., with somewhat reduced service on Saturdays and Sundays. Transit surveyed the area to be served by this extension and estimated that it will derive an annual revenue of \$9,184 therefrom at an annual out-of-pocket cost of \$2,384, giving it a net annual revenue of \$6,800.

Several property owners and interested parties appeared in support of the Transit application. From the evidence, it appears that the service formerly provided by Economy was too infrequent to be patronized. The interested parties desire the service with the frequency proposed by Transit.

Economy proposed that the terminal loop of the extension be restricted to a loop entirely south of Main Street. Such a restriction is not practical from an operational standpoint. Transit is now authorized to turn its vehicles at termini or 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. This authorization, which applies to all routes, will be continued.

Upon the evidence herein, the Commission finds that public convenience and necessity require that the service be extended as proposed by Transit; that the proposed extension will result in a net annual profit to Transit; and that Transit has the equipment, personnel and ability to render the proposed service.

The Commission concludes that Application No. 46583 should be granted.

On May 12, 1964, the Commission authorized Economy to abandon service over the route to be served by Transit. Subsequent to Transit filing Application No. 46583, Economy filed Application No. 46677. By said application, Economy requests authority to remove the restriction heretofore imposed by this Commission and hereinabove referred to.

Economy presented petitions signed by various persons urging that the Commission remove the existing restriction against through service by Economy from Lakeside to San Diego. From the Commission's records and the prior decisions of this Commission concerning Economy, of which we take official notice, and the record herein, it appears, and we find, that the existing restrictions were placed in effect to protect Transit, which is providing adequate service, in its San Diego to El Cajon service from losing revenues to the subsequently certificated Economy; that anyone desiring to go into San Diego from any place served by Economy is and will continue to be able to be transported to or from San Diego by a combination

of the Economy and Transit services; and that there was no showing made, as required by Section 1032 of the Public Utilities Code, upon which the Commission could grant applicant's request to remove the existing restriction.

Upon the record herein, the Commission finds that the application for authority to remove the restrictions on San Diego Economy Line, Inc., should be denied.

The Commission concludes that Application No. 46677 should be denied.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is hereby granted to San Diego Transit System, a corporation, authorizing the establishment and operation of service as a "passenger stage corporation" as that term is defined in Section 226 of the Public Utilities Code for the transportation of passengers between the points and over the routes set forth in Seventh Revised Page 10, attached hereto, as an extension and enlargement of, consolidation with, and subject to all the limitations and restrictions set forth in the certificate granted by Decision No. 55090, as amended.

2. Appendix A of Decision No. 55090, as amended, is hereby further amended by incorporating therein Seventh Revised Page 10, attached hereto, in revision of Sixth Revised Page 10.

3. 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.

- (b) Within one hundred twenty days after the effective date hereof, applicant shall establish the service herein authorized and file tariffs and timetables, in triplicate, in the Commission's office.
- (c) The tariff and timetable filings shall be made effective not earlier than ten days after the effective date of this order on not less than ten days' notice to the Commission and the public, and the effective date of the tariff and timetable filings shall be concurrent with the establishment 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.

4. Application No. 46677 is denied.

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

Dated at San Francisco, California, this 25th day of August, 1964.

Frederick B. Hallock  
President  
George H. Traver  
William A. Bunker  
Commissioners

Section 3. ROUTE DESCRIPTIONS--Contd.

ROUTE "E" - LA MESA-EL CAJON

From the intersection of 2nd Street and Main Street in the City of El Cajon, via Main Street, El Cajon Boulevard, La Mesa Boulevard, in the City of La Mesa, El Cajon Boulevard, Normal Street, Washington Street, and U. S. Highway 395 to 11th Avenue, then loop via U. S. Highway 395, 10th Avenue, B Street, 4th Avenue, E Street, and 11th Avenue to U. S. Highway 395.

Also, from the intersection of El Cajon Boulevard and West Main Street in the City of El Cajon, via West Main Street, Cuyamaca Street, Petree Street, Fletcher Parkway, Lake Murray Boulevard, El Paso Street in the City of La Mesa, Jackson Drive, Parkway Drive, Amarillo Avenue, Mellmanor Drive and Grossmont Center Drive to Center Drive, then southwestbound only via Center Drive to Entrance 4, then via Center Drive, Jackson Drive, Hayes Street, and Lincoln Street to La Mesa Boulevard.

Also from the intersection of Center Drive and Entrance 4 in the City of La Mesa, southeastbound only via Entrance 4, Entrance 3, and Grossmont Center Drive to Center Drive.

Also, from the intersection of La Mesa Boulevard and Jackson Drive in the City of La Mesa, northbound only via Jackson Drive to Hayes Street.

Also, from the intersection of El Cajon Boulevard and Park Boulevard, via Park Boulevard and University Avenue to 5th Avenue, then loop via University Avenue, 4th Avenue, E Street, 6th Avenue, F Street, and 5th Avenue to University Avenue.

RESTRICTION: San Diego Transit System is not authorized, and is forbidden, to pick up or discharge passengers on U. S. Highway 395.

Issued by California Public Utilities Commission.

Decision No. 67761, Application No. 46583.