

ORIGINAL

Decision No. 68089

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of EARL F. CADDEL, doing)
 business as CADDEL TRANSPORTATION)
 COMPANY, for a certificate of public)
 convenience and necessity to operate)
 a passenger stage between Rancho Del)
 Mar, McKnight Acres, Rancho Vallejo,)
 California Meadows, A.G.E., Larwin)
 Plaza, Solano County Fair, Napa)
 County Airport to Napa, California,)
 and Napa County Airport to Vallejo,)
 California. Vallejo, California,)
 under Section 1031-1036 of the Pub-)
 lic Utilities Code.)

Application No. 46767
 Filed June 30, 1964

Earl F. Caddel, in propria persona.
Frank O. Bell, for Vallejo Transit Lines;
 and William T. Meinhold, for Greyhound
 Lines, Inc., (Western Greyhound Lines
 Division) protestants.
Edward P. Thurban, for the Commission staff.

O P I N I O N

This application was heard before Examiner Rowe at Vallejo on September 17, 1964, on which date it was submitted. Copies of the application and the notice of hearing were served in accordance with the Commission's procedural rules. Greyhound Lines, Inc., stated that it only protested if applicant refused to agree to certain "restrictions. He did so agree. Vallejo Transit Lines protested with the assertion that since it was a potential carrier which could serve all points in the City of Vallejo, the granting of these rights would delay its offering more complete service to the public. Also, it asserted that approximately three years ago it commenced to serve Rancho Del Mar but that it lost money and was forced to abandon that service. It contends there is probably still no substantial need for that portion of the proposal.

Applicant is a passenger stage corporation presently transporting regular commute passengers, who are workmen employed in the shipyard, between the Napa area and Mare Island Shipyard. Applicant now, for the first time, seeks authority to serve the general public by regularly scheduled bus trips between certain subdivisions in the Napa Area and others in Vallejo and downtown Vallejo. This will result in potential competition with protestant Vallejo Transit Lines. Applicant, at the hearing, by stipulation, agreed not to pick up or discharge passengers along California Highway 29 where protestant Greyhound Lines, Inc., operates regularly.

The testimony of the public witnesses on behalf of applicant is inadequate to justify a finding of public convenience and necessity for the regularly scheduled operation between the Napa area and downtown Vallejo. One railroad engineer testified that occasionally he commenced work at Vallejo and on such occasions he would use the proposed service. Other witnesses were housewives living near Napa who said that at times they would prefer to shop in Vallejo and, if they should sell their second car, would avail themselves of applicant's service. Other witnesses living in Rancho Vallejo would use the bus to go to the doctor or to market. Applicant testified that he had made a door-to-door check and estimated that he would have at least 100 passengers per day.

Assuming this estimate to be accurate the revenue from the regular runs would aggregate \$50 per day. Applicant produced no evidence of cost or expense so that this estimate is meaningless as indicating what the net revenues would be. He did not even state the expected wages for drivers. The Commission cannot evaluate the \$50 estimate of gross revenue for the reason that applicant did not

testify as to what persons he questioned, nor did he give any indication of what questions were asked nor to whom they were addressed. The stipulation with Greyhound against service along Highway 29 would alone condemn the proposal to failure.

Upon consideration of the evidence the Commission finds that applicant has failed to establish that public convenience and necessity require any of the proposed service.

Based upon these findings the Commission concludes that the application should be denied.

O R D E R

IT IS ORDERED that Application No. 46767 is denied.

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

Dated at San Francisco, California, this 20th day of OCTOBER, 1964.

Frederick B. Holshoff
President

Charles D. Hatch

Everett W. King

George J. Trover

Commissioners

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.