

ORIGINALDecision No. 68997

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
UNION PACIFIC STAGE COMPANY, a cor-
poration of the State of California,
for certificate of public convenience
and necessity to operate an extension
of an existing operation as a common
carrier by motor vehicle of passengers
express property, property and baggage
between Anaheim and Orange, California.

Application No. 47391
(Filed March 8, 1965)

O P I N I O N

The Union Pacific Stage Company, a California corpora-
tion, is a common carrier for hire operating an automotive passenger
stage service for the transportation of passengers and their
baggage between the Union Pacific Railroad Company depot at East
Los Angeles, Anaheim, the Harbor District of the City of Los
Angeles and Glendale via Pasadena and intermediate points.

Applicant requests authorization to institute and extend
its operations as a passenger stage corporation for the transpor-
tation of passengers and their baggage from Anaheim over the
Santa Ana Freeway and the Garden Grove Freeway to Orange, California.

Applicant is presently operating pursuant to a certi-
ficate of public convenience and necessity granted by Decision
No. 22761, dated August 6, 1930, as amended by Decision No. 26797,
dated February 19, 1934, Decision No. 30575, dated January 31,
1938, Decision No. 30576, dated January 31, 1938, Decision
No. 32179, dated July 18, 1939, Decision No. 33260, dated June 25,
1940, and Decision No. 35004, dated February 4, 1942.

Applicant alleges that the extension of the operation of the present service between East Los Angeles and Anaheim to the new office of the applicant at 79 Town and Country, Orange, California, will provide faster and more convenient connecting service for Union Pacific passengers destined to or departing from the fast-growing Orange County area, save additional time on boarding or detraining at East Los Angeles and avoid the usual downtown traffic congestion at the Los Angeles terminal.

Applicant further alleges that the Interstate Commerce Commission by Order No. MC-64499 (Sub-No. 2), dated January 28, 1965, authorized the extension of applicant's service to Orange, California, as requested.

Exhibit A attached to the application specifies that the fare to Orange will be the same as if that passenger had arrived at or left from Anaheim, California. ✓

Applicant describes the equipment to be used in Exhibit D as 9 GMC Model 671, 200 h.p., 32-passenger buses.

Applicant lists its assets in Exhibit E, balance sheet, in the total amount of \$34,032.37.

Copies of the application were served upon the Board of Supervisors of the County of Orange, City Council of the City of Orange, The Atchison, Topeka and Santa Fe Railway Company, and the Southern California Rapid Transit District.

Applicant alleges that The Atchison, Topeka and Santa Fe Railway Company and the Southern Pacific Company have advised that they have no objection to the proposal to extend this service to Orange, California. No protests have been received.

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.

Upon consideration of the record, the Commission finds that:

1. Applicant possesses the experience, equipment, personnel and financial resources to institute and maintain the proposed service.
2. Public convenience and necessity require that the application be granted as set forth in the ensuing order.
3. Public hearing is not necessary.

Applicant 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 Union Pacific Stage Company, 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 passengers and baggage between the points and over the routes as more specifically set forth in Appendix A attached hereto and made a part hereof, subject to the conditions and restrictions as set forth in said Appendix A.

2. The certificate of public convenience and necessity granted in paragraph 1 of this order supersedes the certificate of public convenience and necessity granted by Decisions Nos. 22761, 26797, 30575, 30576, 32179, 33260, and 35004, which certificate is hereby revoked, said revocation to become effective concurrently with the effective date of the tariff filings required by paragraph 3(b) hereof.

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. 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 of the California Highway Patrol, the 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 safety rules, or the provisions of General Orders Nos. 98 or 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 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.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 4th
day of MAY, 1965.

Fredrick B. Holschoff
President
John E. Dwyer
George E. Trover
Augusta
William D. Dwyer
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. 68997
dated ^{MAY - 4}, 1965, of the Public Utilities
Commission of the State of California, in Application
No. 47391.

SECTION 1: General Authorizations, Restrictions,
Limitations, and Specifications.

Union Pacific Stage Company, a corporation, is authorized to transport passengers and their baggage between East Los Angeles, (Union Pacific Station) and/or Los Angeles Union Passenger Terminal, on the one hand, and Glendale, Anaheim, Orange and Long Beach-San Pedro, on the other hand, over and along the routes hereinafter described, subject, however, to the authority of this Commission to change or modify said routes at any time and subject to the following provisions:

- (a) When route descriptions are given in one direction, they apply to operation in either direction, unless otherwise indicated.
- (b) Motor vehicles may be turned 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.
- (c) When service is rendered on an "on-call" basis, tariffs and timetables of Union Pacific Stage Company shall show the conditions under which the "on-call" service will be rendered.

Issued by California Public Utilities Commission.

Decision No. **68997**, Application No. 47391.

SECTION 1: General Authorizations, Restrictions,
Limitations, and Specifications. (continued)

- (d) Applicant is permitted to handle only such passengers whose origin or destination is at the East Los Angeles Station of the Union Pacific Railroad Company or Los Angeles Union Passenger Terminal or points beyond said stations via the Union Pacific Railroad Company and the handling of such passengers is permitted only on motor coaches operating as a connecting service for Union Pacific Railroad Company passenger trains serving said East Los Angeles Station and Los Angeles Union Passenger Terminal.

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SECTION 2: Route Descriptions

Subject to the authority of this Commission to change or modify such at any time, Union Pacific Stage Company shall conduct its passenger stage operations between the following points and over and along the following routes:

Route 1 - East Los Angeles to Harbor

Commencing at 5454 Ferguson Drive, Los Angeles (East Los Angeles, Union Pacific Station), thence via the most direct or appropriate route or routes through the Cities of Maywood, Bell, South Gate, Lynwood, Paramount, Lakewood, Long Beach to the Union Pacific City Office in San Pedro.

Route 2 - East Los Angeles to Glendale

Commencing at 5454 Ferguson Drive, Los Angeles (East Los Angeles, Union Pacific Station), thence via the most direct or appropriate route or routes through the Cities of Monterey Park, Alhambra, South Pasadena, San Marino, Pasadena, Los Angeles to the Union Pacific City Office in Glendale.

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Route 3 - East Los Angeles to Anaheim-Orange

Commencing at 5454 Ferguson Drive, Los Angeles (East Los Angeles, Union Pacific Station), thence via the most direct or appropriate route or routes through the Cities of Montebello, Whittier, La Habra, Fullerton, Anaheim to 79 Town and Country, City of Orange.

ALSO:

Authority is granted to operate any of the above named services from the East Los Angeles Union Pacific Station via the most direct and appropriate route or routes to the Los Angeles Union Passenger Terminal, on an "on-call" basis, subject to a minimum of 18 passengers.

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