

ORIGINAL

Decision No. 69887

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of EASTERN CITIES TRANSIT, INC.
for authority to operate over
and along certain streets as
extensions of existing routes,
and for authority to abandon
certain portions of existing
routes.

Application No. 47844
(Filed August 25, 1965)

O P I N I O N

Eastern Cities Transit, Inc. is a passenger stage corporation presently transporting passengers generally in the East Los Angeles area, pursuant to certificates of public convenience and necessity granted in Decision No. 54108, dated November 19, 1956, and Decision No. 58277, dated April 14, 1959. Applicant requests authority to discontinue service from the intersection of Eastern Avenue and Eugene Street, along Eugene Street, Humphreys Avenue, First Street and Ford Boulevard to its intersection with Third Street, and, in lieu thereof, authority to re-route said service along Eastern Avenue and Third Street between Eugene Street and Ford Boulevard. Applicant proposes that the rates, rules and regulations over the proposed extensions and modifications will be the same as set forth in applicant's current Tariff No. 14, which is now on file with the Commission. Applicant alleges that the proposed changes are made necessary by construction of the Pomona freeway and that most of the homes on First Street have been removed due to said construction.

Letters have been received from the Southern California Rapid Transit District and the City of Montebello, advising that they have no objection to the application. The Commission staff has reviewed the application, is of the opinion that the proposed changes are in the public interest, and has recommended that a new certificate in appendix form be issued.

Upon consideration of the evidence, the Commission finds as follows:

1. Applicant possesses the experience, equipment, personnel and financial resources necessary 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.

A 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 is granted to Eastern Cities Transit, Inc., a corporation, authorizing it to operate as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between the points and over the routes particularly set forth in Appendix A, attached hereto and hereby made a part hereof.

2. 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-A 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-A 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-A.

3. The certificate of public convenience and necessity granted in paragraph 1 of this order shall supersede the certificates of public convenience and necessity granted by Decisions No. 54108 and No. 58277, which certificates are hereby revoked effective concurrently with the effective date of the tariff filings required by paragraph 2(b) hereof.

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

Dated at San Francisco, California, this 2nd day of November, 1965.

Fredrick B. Hallock
President
John T. B. [unclear]
George T. Crover
[unclear]
William A. [unclear]
Commissioners

EASTERN CITIES TRANSIT, INC.
(a corporation)

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. 69887
dated NOV 2 - 1965, 1965, of the Public Utilities
Commission of the State of California in Application
No. 47844.

EASTERN CITIES TRANSIT, INC.
(a corporation)

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 EASTERN CITIES TRANSIT, INC.

EASTERN CITIES TRANSIT, INC., by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers between points in Belvedere Gardens, Los Angeles County on the one hand, and neighboring areas, on the other hand, and intermediate points over and along the routes hereinafter described, subject to the following conditions:

- (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) Divergence from established routes, either on regular schedules or on special schedules, may be made for the purpose of transporting bona fide pupils, attending institutions of learning, to or from such institutions, provided that such divergence and schedules therefor are filed in the same manner as other time schedules.

Issued by California Public Utilities Commission.

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EASTERN CITIES TRANSIT, INC.
(a corporation)

Appendix A

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SECTION 2. ROUTE DESCRIPTIONS

KERN AVENUE ROUTE

From the intersection of First Street and Rowan Avenue, thence along Rowan Avenue, Michigan Avenue, Gage Avenue, Hammel Street, Brannick Avenue, Floral Drive, Ford Boulevard, Brooklyn Avenue, Mednick Avenue, Third Street, Kern Avenue, Whittier Boulevard, Brannick Avenue, and Verona Street to Downey Road.

Return via Downey Road and Whittier Boulevard to Brannick Avenue, thence the reverse of the going route to the intersection of Michigan Avenue and Gage Avenue, thence along Gage Avenue and First Street to Rowan Avenue.

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SECTION 2. ROUTE DESCRIPTIONS (Continued)

FORD BOULEVARD ROUTE

From the intersection of Kern Avenue and Hubbard Street, thence along Kern Avenue, Whittier Boulevard, Ford Boulevard, First Street, Humphreys Avenue, Eugene Street, Eastern Avenue, Michigan Avenue, Sunol Drive, Third Street, Gage Avenue and First Street to Rowan Avenue.

Return via Rowan Avenue and Third Street to Gage Avenue, thence the reverse of the going route to the intersection of Whittier Boulevard and McDonnell Avenue, thence along McDonnell Avenue and Hubbard Street to Kern Avenue.

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