

ORIGINAL

Decision No. 72906

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

The Matter of the Application of)	
M & M Charter Lines, Inc. for)	
Authority to Change Route 5 be-)	Application No. 49470
tween Westchester and San Ysidro,)	(Filed June 15, 1967)
California, and add a stop at)	
the communities of Leisure World)	
in Seal Beach and Laguna Hills,)	
California.)	

O P I N I O N

M & M Charter Lines, Inc., is a passenger stage corporation engaged in the business of transporting persons and baggage to and from many points throughout Southern California as provided in Decision No. 70743, dated May 24, 1966, in Application No. 48063.

Applicant requests authority to change its existing Route 5 between Westchester and San Ysidro, California, utilizing to more advantage the existing freeway system of Southern California and adding two additional service points in the Communities of Leisure World located in the Cities of Seal Beach and Laguna Hills, California, and proposes the following route:

Commencing at the intersection of Manchester and Sepulveda Boulevard, thence along Sepulveda, Pacific Coast Highway, Torrance Blvd., Cabrillo Avenue, Carson Blvd., Western Ave., Anaheim Street, Gaffey Street, Sixth Street, Harbor Blvd., Wilmington-San Pedro Road, B Street, Avalon Boulevard, Pacific Coast Highway, Long Beach Freeway, San Diego Freeway, Los Alamitos Boulevard, San Diego Freeway, El Toro Road, San Diego Freeway, and Pacific Coast Highway 101.

Applicant alleges that use of the present Route 5 along Pacific Coast Highway has resulted in a decline in patronage due to the excessive running time required. The proposed route along the San Diego Freeway with the added stops should offset this deficit. The alternate route via Garden Grove and Santa Ana Freeways provides for an improved service until such time as the San Diego Freeway is completed. Applicant states that 60 percent of the patrons using his bus service to the race tracks are senior citizens. The additional stops at the two Leisure Worlds should materially increase patronage. Service will be provided on Saturdays and Sundays only, and restricted to those passengers destined to Caliente race track in Mexico.

Applicant proposes to charge the existing fare of \$5.50 for round trip transportation. No one-way service will be provided. No other passenger stage operator or common carrier now operates a service between the points proposed to be served. Applicant's current financial statement dated April 30, 1967, shows assets of \$739,608.

Applicant alleges there will be no need for extra equipment, as present schedule buses will be used. A copy of the application has been mailed to other carriers, political subdivisions, and interested parties.

A transportation engineer of the Commission staff has made a report and he states that applicant's proposal is not controversial, and the service will not be competitive with any other carrier. The application is not opposed.

The Commission finds that public convenience and necessity require that the application be granted as hereinafter set forth. A public hearing is not necessary.

M & M Charter Lines, 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 is hereby granted to M & M Charter Lines, Inc., 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 First Revised Page 3, First Revised Page 8, First Revised Page 14, and First Revised Page 15 attached hereto, as an extension and enlargement of, and subject to all the limitations and restrictions set forth in the certificate granted by Decision No. 70743.

2. Appendix A of Decision No. 70743, is hereby amended by incorporating therein First Revised Page 3, First Revised Page 8, First Revised Page 14, and First Revised Page 15 in revision of Original Page 3, Original Page 8, Original Page 14, and Original Page 15.

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. Applicant is placed on notice that, if it accepts the certificate of public convenience and necessity herein granted, it will be required, among other things, 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-B. Failure to comply with and observe the safety rules, or the provisions of General Orders Nos. 98-A or 101-B, 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.
- (e) Applicant shall maintain its accounting records on a calendar year basis in conformance with the applicable Uniform System of Accounts or Chart of Accounts as prescribed or adopted by this Commission and shall file with the Commission, on or before March 31 of each year, an annual report of its operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

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

Dated at San Francisco, California, this 15th
 day of AUGUST, 1967.

President

William H. Bennett

Augusta

William J. Lyons

Fred P. Monsey
 Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.

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

M & M Charter Lines, Inc., by certificate of public convenience and necessity granted by the Decision noted in the margin, is authorized to transport passengers between:

- (a) Long Beach, San Pedro-Wilmington, Los Angeles, Santa Ana, Canoga Park, and East Los Angeles, on the one hand, and the Hollywood Park Race Track, on the other hand;
- (b) San Pedro, Wilmington, Hermosa Beach, Redondo Beach, Torrance, Gardena-Compton, Canoga Park, El Monte, Inglewood and Los Angeles, on the one hand, and the Santa Anita Race Track, on the other hand;
- *(c) Westchester, El Segundo, Manhattan Beach, Hermosa Beach, Redondo Beach, Torrance, Harbor City, San Pedro, Wilmington, Leisure World (Seal Beach) and Leisure World (Laguna Hills), on the one hand, and San Ysidro, on the other hand;
- (d) Lawndale, Hawthorne, Inglewood, South Gate, Huntington Park, Bell, Downey and Norwalk, on the one hand, and San Ysidro, on the other hand;
- (e) San Pedro, on the one hand, and the Los Angeles Memorial Coliseum, on the other hand;
- (f) Canoga Park, Van Nuys, North Hollywood, Burbank and Glendale, on the one hand, and San Ysidro, on the other hand.

Issued by California Public Utilities Commission.

*Changed by Decision No. 72906, Application No. 49470.

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS,
LIMITATIONS, AND SPECIFICATIONSRoute 3. San Pedro-Santa Anita Race Track

Between the intersections of Pacific Coast Highway and Western Avenue and Avalon Boulevard and Pacific Coast Highway, both points inclusive, with the exception of the intersection of Avalon and D Streets.

Route 4. Redondo Beach-Santa Anita Race Track

Between the intersections of Pier Avenue and Hermosa Avenue and Tamarind Avenue and Compton Boulevard, both points inclusive. Also at the intersections of Long Beach Boulevard and Compton Boulevard and Atlantic Avenue and Compton Boulevard.

*Route 5. Westchester-San Ysidro

Between the intersections of Manchester and Sepulveda Boulevards and Avalon Boulevard and Pacific Coast Highway, both points inclusive, and the communities of Leisure World (Seal Beach and Laguna Hills).

Route 5-A. Hawthorne-Inglewood-San Ysidro

Between the intersections of Redondo Beach and Hawthorne Boulevards and Firestone Boulevard and San Antonio Drive, both points inclusive.

Route 5-B. Canoga Park-San Ysidro

Between the intersections of Owensmouth Avenue and Sherman Way and Brand Boulevard and San Fernando Road, both points inclusive.

Route 5-C. Arcadia-San Ysidro

Between the intersections of Rosemead Boulevard and Colorado Street and Washington Boulevard and Rosemead Boulevard, both points inclusive.

Issued by California Public Utilities Commission.

*Changed by Decision No. 72906, Application No. 49470.

SECTION 2. ROUTE DESCRIPTIONS

*Route 5. Westchester-San Ysidro

Commencing at the intersections of Manchester and Sepulveda Boulevards, thence along Sepulveda Boulevard, Pacific Coast Highway, Torrance Boulevard, Cabrillo Avenue, Carson Boulevard, Western Avenue, Anaheim Street, Gaffey Street, Sixth Street, Harbor Boulevard, Wilmington and San Pedro Road, B Street, Avalon Boulevard, Pacific Coast Highway, Long Beach Freeway, and San Diego Freeway to Leisure World (Seal Beach), thence along San Diego Freeway to Leisure World (Laguna Hills), thence along San Diego Freeway and U. S. Highway 101 to San Ysidro.

Alternate Route - For use until completion of the San Diego Freeway only.

Commencing at Leisure World (Seal Beach), thence along San Diego Freeway, Garden Grove Freeway, Santa Ana Freeway, and San Diego Freeway to Leisure World (Laguna Hills), thence along San Diego Freeway and U. S. Highway 101 to San Ysidro.

Route 5-A. Hawthorne-Inglewood-San Ysidro

Commencing at the Intersection of Redondo Beach and Hawthorne Boulevards, thence along Hawthorne Boulevard, La Brea Avenue, Market Street, Manchester Boulevard, Manchester Avenue, Firestone Boulevard, Long Beach Boulevard, Pacific Boulevard, Gage Avenue, Atlantic Avenue, Firestone Boulevard, Santa Ana Freeway, and U. S. Highway 101 to San Ysidro.

Route 5-B. Canoga Park-San Ysidro

Commencing at the intersection of Owensmouth Avenue and Sherman Way, thence along Sherman Way, Sepulveda Boulevard, Victory Boulevard, Lankershim Boulevard, Magnolia Boulevard, First Street, Verdugo Avenue, Golden State Freeway, Colorado Street, San Fernando Road, Brand Boulevard, Glendale Boulevard, Golden State Freeway, Santa Ana Freeway, and U. S. Highway 101 to San Ysidro.

Issued by California Public Utilities Commission.

*Changed by Decision No. 72906, Application No. 49470.

SECTION 2. ROUTE DESCRIPTIONS

Route 5-C. Arcadia-San Ysidro

Commencing at Rosemead Boulevard and Colorado Street, thence along Colorado Street, Colorado Place, Huntington Drive (Arcadia), Santa Anita Drive, Double Drive, Tyler Avenue (El Monte), Valley Boulevard, San Gabriel Freeway, Whittier Boulevard (Pico Rivera), Rosemead, Santa Ana Freeway, U. S. Highway 101 to San Ysidro.

Route 6. San Pedro-Los Angeles Coliseum

Commencing at the intersection of Sixth Street and Harbor Boulevard in San Pedro, thence via the most appropriate and direct route to the Los Angeles Memorial Coliseum.

Route 7. Los Angeles Harbor-International Airport

Commencing at any dock or berth in the Los Angeles Harbor, thence along Pacific Coast Highway (U. S. Highway 101), Sepulveda Boulevard and Century Boulevard to Aviation Boulevard.

Route 8. Holy Trinity School

Commencing at the Holy Trinity School in San Pedro, thence via the most direct and appropriate route or routes to any point within the area bounded on the north by Palos Verdes Drive North; on the east by Western Avenue, Channel Street, and Harbor Boulevard; on the south by Ninth Street, Palos Verdes Drive East, and Crest Road, and on the west by Hawthorne Avenue.

Issued by California Public Utilities Commission.

Reissued by Decision No. 72906, Application No. 49470.