

**ORIGINAL**Decision No. 73990

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 AMADOR STAGE LINES, INC., for  
 authority to operate as a passenger  
 stage corporation between Jackson and  
 Stateline.

Application No. 50015  
 (Filed February 13, 1968)

O P I N I O N

Applicant is presently operating as a passenger stage corporation between Jackson and Stockton and Sacramento, including certain intermediate points. Applicant also operates as a charter-party carrier of passengers in California and holds a certificate issued by the Interstate Commerce Commission authorizing operations as a motor common carrier of passengers, baggage and express between Jackson and Stockton and Sacramento and intermediate points and over the route for which intrastate authority is sought herein, and holds incidental charter authority to operate from all points on and adjacent to said routes to all points in the continental United States.

Applicant originally applied herein to operate between Jackson and Stateline, serving all intermediate points, over the following routes: From Jackson over State Highway 88 to Pickett's Junction, thence over State Highway 89 to Meyers, thence over U. S. Highway 50 to Stateline, and return over the same route.

Western Greyhound Lines also operates in the area to be served by the applicant. Greyhound filed a letter dated February 27, 1968, wherein it advised that it had no objection to

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the application if no service is to be provided for passengers or express having both point of origin and destination at or between the junction of Highways 50 and 89, on the one hand, and the California-Nevada Stateline, on the other hand, or between Stockton or Sacramento, on the one hand, and points at or between the junction of Highways 50 and 89 and the California-Nevada Stateline, on the other hand. The applicant has consented to having this restriction placed in its certificate by a letter dated February 29, 1968.

Applicant has been transporting passengers and freight since prior to 1900. It is now operating with 13 buses, all but two of which have a capacity of over 40 passengers. The buses are stored, dispatched and maintained at a 51,000 square foot terminal in Sacramento, which includes an office, garage, storage area, wash and steam cleaning racks and a large parking lot. Applicant maintains a \$1,000,000 insurance policy for protection of the public and will operate under the rules published in Amador Stage Lines, Inc.'s Local Passenger Tariff No. 3, Cal. P.U.C. No. 3, and Express Tariff No. 7, Cal. P.U.C. No. 4. Applicant operated at a loss during 1966 and the first six months of 1967, but it is anticipated that the new operating authority will provide a substantial increase in income with little change in operating expense.

The application was filed due to a steady increase in applicant's charter business. A number of customers have requested a daily service to Stateline. The service will be instituted with three round trips provided each week. It will expand to a daily service if there is a sufficient public use to justify more frequent schedules.

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The Commission finds that:

1. Public convenience and necessity require that the application be granted.
2. A public hearing is not necessary.

The Commission concludes that the application should be granted.

Inasmuch as applicant's present operating rights are not clearly stated in any prior decision of the Commission, an in-lieu certificate will be issued consolidating existing authority with that granted herein.

Applicant is 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.

#### ORDER

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Amador Stage Lines, 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 made a part hereof.

2. The certificate of public convenience and necessity granted in paragraph 1 of this order shall supersede the certificate of public convenience and necessity granted by Decision No. 37003, which certificate is revoked effective concurrently with the effective date of the tariff and timetable 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. Failure so to do may result in a cancellation of the operating authority granted by this decision.

- (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.
- (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

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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 16th  
day of APRIL, 1968.

[Signature]  
President

[Signature]

[Signature]

[Signature]

[Signature]  
Commissioners

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

Amador Stage Lines, Inc., by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers, baggage and express shipments (not exceeding 100 pounds in weight) between Sacramento, Jackson and Stockton and intermediate points and between Jackson and the California-Nevada Stateline at South Lake Tahoe and intermediate points over the routes hereinafter described, subject to the following conditions and restrictions:

- (a) No passengers or express shipments shall be transported having both point of origin and destination at or between the junction of California Highway 89 and U. S. Highway 50, on the one hand, and the California-Nevada Stateline, on the other hand.
- (b) No passengers or express shipments shall be transported between Stockton or Sacramento, on the one hand, and points at or between the junction of California Highway 89 and U. S. Highway 50 and the California-Nevada Stateline, on the other hand.
- (c) When route descriptions are given in one direction they apply to operation in either direction unless otherwise indicated.

Issued by California Public Utilities Commission.

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## SECTION 2. ROUTE DESCRIPTIONS.

1. SACRAMENTO-JACKSON

Commencing in the City of Sacramento; thence via U. S. Highway 50, California Highway 16 and California Highway 49 to Jackson.

2. STOCKTON-JACKSON

Commencing in the City of Stockton; thence via California Highway 88 and California Highway 124 to Ione; thence via California Highway 104, California Highway 88 and California Highway 49 to Jackson.

3. JACKSON-SOUTH LAKE TAHOE

Commencing at Jackson; thence via California Highway 88 to Pickett's Junction; thence via California Highway 89 to Meyers; thence via U. S. Highway 50 to the California-Nevada Stateline.

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