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Decision No. 74933

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
DOUGLAS BUS LINES, INC., for
Authority to Extend Service Areas
to Serve McDonnell Douglas Aircraft
Plant in Downey, California.

Application No. 50501
(Filed August 22, 1968)

O P I N I O N

Applicant is an industrial bus operator which currently serves between six areas defined in its certificate, on the one hand, and the Douglas Aircraft Company, Inc. plant in Long Beach and the American Autonetics plant in Anaheim, on the other hand.

Applicant alleges that McDonnell Douglas Aircraft Company is acquiring a plant in Downey formerly used by the North American Rockwell organization. McDonnell Douglas plans to transfer a number of employees from its Long Beach plant to the new Downey facility. Some of these are presently using applicant's service and have requested a similar service to their new place of work. Exhibit C to the application is a letter from the Parking Supervisor of McDonnell Douglas at Long Beach suggesting the new service. Applicant proposes weekly fares only.

A Senior Transportation Engineer of the Commission staff reports that Southern California Rapid Transit District has advised that it does not oppose the application. The application was listed on the Commission's Daily Calendar of August 26, 1968. No protests have been received. The application will be granted.

The Commission finds as follows:

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. A public hearing is not necessary.
4. Public convenience and necessity require that this decision be made effective on its date.

The Commission concludes that the application should be granted as set forth in the order which follows.

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.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Douglas Bus 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 First Revised Pages 2, 3 and 4 of Appendix A, attached hereto and made a part hereof.

2. 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 five days after the effective date of this order on not less than five 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, 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 the date hereof.

Dated at San Francisco, California, this 13th day of NOVEMBER, 1968.

William L. Bennett President
David P. Morrissey Commissioners

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

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

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

The certificate hereinafter noted supersedes all operative authority heretofore granted to Douglas Bus Lines, Inc.

*Douglas Bus Lines, Inc., by the certificate of public convenience and necessity granted in the margin, is authorized to transport passengers between Douglas Aircraft Company, Inc., located at 3855 Lakewood Boulevard, Long Beach, on the one hand, and Areas 1, 2, or 3, on the other hand, and between the North American Autonetics plant located at 3330 Anaheim Road, Anaheim, on the one hand, and Areas 1, 2, 3, 4, 5 or 6, on the other hand, and between the McDonnell Douglas Aircraft Plant, 12214 S. Lakewood Boulevard, Downey, on the one hand, and Areas 1 and 2, on the other hand.

DESCRIPTION OF AREAS:AREA 1

Beginning at the intersection of Whittier Boulevard and Colima Road, thence along Whittier Boulevard, Puente Street, Imperial Highway, Associated Road, Pioneer Avenue, Placentia Avenue, Palm Drive, Linda Vista Street, Orangethorpe Avenue, Jefferson Street, Riverside Freeway, Newport Freeway, Tustin Avenue, Newport Boulevard, Dyer Road, Bristol Avenue, Talbert Avenue, Gothard Street, Slater Avenue, Algonquin Street, Edinger Avenue, Bolsa Chica Road, Westminster Avenue, Los Alamitos Boulevard, Garden Grove Boulevard, Los Alamitos Boulevard, Norwalk Boulevard, Carson Street, Bloomfield Avenue, Leffingwell Road, and Colima Road to its intersection with Whittier Boulevard.

AREA 2

Beginning at the intersection of Talbert Avenue and Gothard Street, thence along Talbert Avenue, Bristol Avenue, Dyer Road, Newport Boulevard, MacArthur Boulevard, Coast Highway, Dover Drive, Cliff Drive, Kings Place, 15th Street, Newport Boulevard, Industrial Way, 16th Street, Monrovia Avenue, Victoria Street, Hamilton Street, Bushard Street, Atlanta Avenue, Beach Boulevard, Indianapolis Avenue, Lake Avenue, Crest Avenue, Main Street and Gothard Street to its intersection with Talbert Avenue.

Issued by California Public Utilities Commission.

*Changed by Decision No. 74933, Application No. 50501.

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Appendix A
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AREA 3

Beginning at the intersection of Beverly Boulevard and Rosemead Boulevard, thence along Beverly Boulevard, Painter Avenue, Whittier Boulevard, Colima Road, Leffingwell Road, Bloomfield Avenue, Carson Street, San Gabriel River Channel, Telegraph Road, and Rosemead Boulevard to its intersection with Beverly Boulevard.

AREA 4

Beginning at the intersection of Slauson Avenue and Rosemead Boulevard, thence along Slauson Avenue, Pacific Boulevard and Long Beach Boulevard, Pacific Coast Highway, Seventh Street and Garden Grove Boulevard, Los Alamitos Boulevard and Norwalk Boulevard, Carson Street, San Gabriel River Channel, Telegraph Road, and Rosemead Boulevard to its intersection with Beverly Boulevard.

AREA 5

Beginning at the intersection of Long Beach Boulevard and San Diego Freeway, thence along San Diego Freeway, Santa Monica Freeway, Santa Fe Avenue, Slauson Avenue, Pacific Boulevard and Long Beach Boulevard to its intersection with San Diego Freeway.

AREA 6

A five (5) mile radius from the intersection of Sixth Street and Main Street (City of Corona).

SECTION 2. ROUTE DESCRIPTIONS

Douglas Bus Lines, Inc. shall conduct said passenger stage operations between Douglas Aircraft Company, Inc. and Areas 1, 2 or 3, as described, over and along the most direct and appropriate route or routes.

Service between Areas 1, 2, 3, 4, 5 or 6 and the North American Autonetics plant, Anaheim, shall be conducted over and along the most direct or appropriate route or routes.

*Service between Areas 1 and 2 and the McDonnell Douglas Aircraft Plant (Downey) shall be conducted over and along the most direct or appropriate route or routes.

Issued by California Public Utilities Commission.

*Changed by Decision No. 74933, Application No. 50501.

SECTION 3. CONDITIONS AND RESTRICTIONS

- *1. All passengers shall originate at or be destined to Douglas Aircraft Company, Inc., Long Beach, North American Autonetics, Anaheim, or McDonnell Douglas Aircraft Plant, Downey.
2. Passengers destined to or originating at Douglas Aircraft Company, Inc. shall be picked up or discharged at points within Areas 1, 2 or 3.
3. Passengers destined to or originating at North American Autonetics, Anaheim, shall be picked up or discharged at points within Areas 1, 2, 3, 4, 5 or 6.
- *4. Passengers destined to or originating at McDonnell Douglas Aircraft Plant, 12214 So. Lakewood Boulevard, Downey, shall be picked up or discharged only within points in Areas 1 and 2.

Issued by California Public Utilities Commission.

*Changed by Decision No. 74933, Application No. 50501.