

ORIGINAL

Decision No. 75046

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Antelope Valley Bus, Inc., for authority to establish a Certificated Service Area for the transportation of passengers between the Lancaster, Quartz Hill and Palmdale areas to Bermite Division, Whittaker Corporation, plant in Saugus, California.

Application No. 50528
(Filed September 3, 1968)

Application of Antelope Valley Bus, Inc., for authority to establish a Certificated Service Area for the transportation of passengers between the Palmdale and Quartz Hill areas to Edwards Air Force Base, Edwards, California.

Application No. 50529
(Filed September 3, 1968)

O P I N I O N

Applicant, Antelope Valley Bus, Inc., is engaged in the business of transporting persons for compensation in, about and between Lancaster, Palmdale, Rosamond, Edwards Air Force Base and various other locations pursuant to certificates of public convenience and necessity from this Commission authorizing operations as a passenger stage corporation. By these applications it seeks authority to expand its services as follows:

Application No. 50528

To provide service between Lancaster, Quartz Hill and Palmdale, on the one hand, and the Saugus plant of the Bermite Division of Whittaker Corporation, on the other hand;

Application No. 50529

To provide service between Palmdale and Quartz Hill, on the one hand, and Edwards Air Force Base, on the other hand.^{1/}

In both instances the purpose of the proposed services is mainly to meet the needs of employees of the Bermite company and of the Edwards Air Force Base for transportation between their homes and their places of employment.^{2/} Applicant states that it has been requested to provide such services by a number of said employees. The proposed services would be operated under schedules coordinated with the employees' work schedules.

Applicant asks that it be authorized to pick up and discharge the patrons of the proposed services within designated areas in and about Lancaster, Palmdale and Quartz Hill instead of having to limit the services to specified routes.^{3/} It states that since it proposes to transport its patrons from or to their homes, or from or to locations convenient to their homes, its routes must be flexible in order to allow for changes in the needs of its patrons.

^{1/} Applicant has been authorized heretofore to provide service between Lancaster and Edwards Air Force Base (Decision No. 69197, dated June 8, 1965, Application No. 47338). The proposed services between Palmdale/Quartz Hill and Edwards Air Force Base are, in effect, an extension of the service which was authorized by Decision No. 69197.

^{2/} Subsequent to the filing of Application No. 50528, applicant submitted a letter clarifying the purposes of the application. This letter is included in the formal file of said application as Exhibit No. 1.

^{3/} The proposed service areas are described in Appendix "B" hereof.

The fares which applicant proposes to assess are as follows:

And	Between	<u>Bermite Plant</u>	<u>Edwards Air Force Base</u>
Lancaster Service Area		\$6.25 (a)	---
Palmdale Service Area		5.50 (a)	\$.65 OW 1.25 RT 6.25 10-ride ticket
Points along Palmdale Boulevard, east of Palmdale Service Area and West of 90th Street East	}	---	{ .65 OW 1.25 RT 6.25 10-ride ticket
Points along 90th Street East, Avenue E and 120th Street East to Edwards Air Force Base	}	---	{ .50 OW 1.00 RT 5.00 10-ride ticket
Points south and/or west of Palmdale Service Area		5.00 (a)	
Quartz Hill Service Area		6.25 (a)	.65 OW 1.25 RT 6.25 10-ride ticket

(a) - Fare per week (5 round trips)
OW - One way
RT - Round trip

Applicant states that it has the financial ability and equipment and other facilities to perform the proposed services. It also states that no other passenger stage corporation operates between the points which applicant proposes to serve.

These applications were listed on the Commission's Daily Calendar of September 6, 1968. No objections to the granting thereof have been received.

Upon consideration of these applications and the representations therein contained, the Commission finds that:

1. Common carrier passenger stage service is not available between the points which applicant proposes to serve in these matters;
2. There is a public need for such service; and
3. Public convenience and necessity require the establishment of the proposed services.

The Commission concludes that the applications should be granted. Public hearing on the applications is not necessary.

Antelope Valley Bus, 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 Antelope Valley Bus, Inc., a corporation, authorizing it to operate as a passenger stage corporation, as

defined in Section 226 of the Public Utilities Code, for the transportation of persons (a) between the Bermite Division plant of Whittaker Corporation, located at 22116 West Soledad Canyon Road, Saugus, on the one hand, and the Lancaster, Quartz Hill and Palmdale Service Areas (as described in Appendix "B" hereof) and intermediate points, on the other hand, and (b) between Edwards Air Force Base, on the one hand, and the Quartz Hill and Palmdale Service Areas and intermediate points, on the other hand.

2. In providing service pursuant to the authority herein granted, applicant shall operate its vehicles along the routes hereinafter designated as Routes Nos. 5C, 5D, 5E, and 15.

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 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.

4. The certificate of public convenience and necessity, under which applicant conducts passenger stage operations pursuant to authority heretofore granted (Appendix A of Decision No. 63264, as amended), is hereby further amended by incorporating therein the revised pages attached hereto and incorporated herein by this reference, which pages are identified as:

Fifth Revised Page 1
Third Revised Page 1A
Third Revised Page 3
Original Page 3A
Original Page 7

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

Dated at San Francisco, California, this 3rd.
day of DECEMBER, 1968.

William J. ...
President

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

Augustus ...
J. D. ...
Commissioners

Mjo*

Appendix A
(Dec. No. 63264)

ANTELOPE VALLEY BUS, INC.
(a corporation)

Fifth Revised Page 1
Cancels
Fourth Revised Page 1

Antelope Valley Bus, Inc., by certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport persons between points and places in Lancaster and vicinity, North Los Angeles and Kern Counties and persons, baggage, express and mail between Lancaster, Palmdale, Edwards Air Force Base and William J. Fox Airfield on the one hand and points in Los Angeles and Orange Counties, on the other hand, over and along the routes as described hereinafter subject to the following conditions and restrictions:

1. Baggage and express shall be transported in passenger-carrying vehicles only, and limited to weight of not more than 100 pounds per shipment.
2. The transportation of express and mail shall be limited to the Lancaster-Edwards Routes (Lancaster-Fox Airfield Route, and the Edwards-Lancaster-Palmdale-LAX Route).
- *3. Service on Routes 5-A, 5-B, 5-C, 5-D and 5-E shall be limited to passengers destined to or originating at Edwards Air Force Base.
4. Except for service over authorized routes, service within and between the school service areas defined below shall be limited to the transportation of school children.
5. School service areas:
 - (1) Lancaster, bounded on the north by Avenue C, on the east by 30th Street East, on the south by Avenue K, and on the west by 60th Street West.
 - (2) Palmdale, bounded on the north by Avenue P, on the east by 40th Street East, on the south by Avenue U, and on the west by 30th Street West.
 - (3) Quartz Hill, bounded on the north by Avenue K, on the east by Sierra Highway (State Highway No. 14), on the south by Avenue P, and on the west by 80th Street West.
6. On-call service shall be operated as required for one or more persons between Lancaster and Fox Airfield and for two or more persons between Edwards and Fox Airfield, and for five or more persons between Palmdale Airport, Plant 42 and Palmdale, Lancaster and Los Angeles International Airport.

Issued by California Public Utilities Commission.

*Changed by Decision No. 75046, Application No. 50529.

7. On-call service shall be operated as required for 28 or more persons on Routes Nos. 7, 8, 9, 10 and 11 and for 24 or more persons on Routes Nos. 12 and 13.
8. Routes Nos. 7, 8, 9, 10, 11, 12 and 13 service shall be limited to the transportation of round-trip passengers originating in North Los Angeles and Kern Counties.
9. Where route descriptions are given in one direction they apply to operations in either direction unless otherwise directed.
10. For operating convenience only, 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.
11. No persons or express shall be transported between Palmdale and Lancaster, except between the Palmdale Airport and Lancaster and school children using special school service.
- *12. Service on Route 15 shall be between the Lancaster, Quartz Hill, Palmdale Service Areas and points south and/or west of Palmdale Service Area, on the one hand, and the Bermite Division Plant in Saugus, on the other hand.

Lancaster Service Area

That area in and about Lancaster bounded on the north by Avenue H, on the east by 30th Street East, on the south by Avenue L, and on the west by 25th Street West.

Palmdale Service Area

*That area in and about Palmdale bounded on the north by Avenue P, on the east by 40th Street East, on the south by Avenue U, and on the west by 15th Street West.

Quartz Hill Service Area

*That area in and about Quartz Hill bounded on the north by Avenue L, on the east by 30th Street East, on the south by Avenue P, and on the west by 80th Street West.

Issued by California Public Utilities Commission.

*Added by Decision No. 75046, Application No. 50528.
Application No. 50529.

Route No. 4

Beginning at Lancaster Boulevard and Beech Avenue, thence via Lancaster Boulevard to 10th Street West, north on 10th Street West to Avenue I, west on Avenue I to 13th Street West, north on 13th Street West to Boyden Avenue, north on Boyden to 13th Street West, north on 13th Street West to Avenue H-12, west on Avenue H-12 to Cedar Avenue, north on Cedar Avenue to Avenue H-8, west on Avenue H-8 to 10th Street West, south on 10th Street West to Lancaster Boulevard, east on Lancaster Boulevard to Beech Avenue.

Route No. 5A Lancaster - Edwards Route

Beginning at any point in the Lancaster Service Area, thence via the most appropriate route to Sierra Highway, thence via Sierra Highway, State Route No. 14 and Rosamond Boulevard to Edwards Air Force Base.

Route No. 5B Lancaster - Edwards Route

Beginning at any point in the Lancaster Service Area, thence via the most appropriate route to Avenue I, thence via Avenue I, 70th Street East, Avenue E and 120th Street East to Edwards Air Force Base.

*Route No. 5C Palmdale - Edwards Route

Beginning at any point in the Palmdale Service Area, thence via the most appropriate route to Palmdale Boulevard East, thence via Palmdale Boulevard East, 90th Street East, Avenue E and 120th Street East to Edwards Air Force Base.

Issued by California Public Utilities Commission.

*Added by Decision No. 75046, Application No. 50529.

*Route No. 5D Quartz Hill - Edwards Route

Beginning at any point in the Quartz Hill Service Area, thence via the most appropriate route to Sierra Highway, thence via Sierra Highway, State Route No. 14 and Rosamond Boulevard to Edwards Air Force Base.

*Route No. 5E Quartz Hill - Edwards Route

Beginning at any point in the Quartz Hill Service Area, thence via the most appropriate route to Avenue J, thence via Avenue J, 90th Street East, Avenue E and 120th Street East to Edwards Air Force Base.

Route No. 6 Edwards - Fox Airfield Route

Beginning at Edwards Air Force Base, thence via Rosamond Boulevard and Sierra Highway to Lancaster Boulevard (Lancaster), thence via Lancaster Boulevard, Beech Avenue, Avenue I, 50th Street West and Avenue G to the William J. Fox Airfield.

Issued by California Public Utilities Commission.

*Added by Decision No. 75046, Application No. 50529.

ROUTE DESCRIPTIONS (Continued)

*Route No. 15

Bermite Division Plant

Beginning in the Lancaster, Quartz Hill, and Palmdale Service Areas, thence along the Antelope Valley Freeway (State Route 14), or alternate Sierra Highway, Soledad Canyon Road to Bermite Division Plant, Whittaker Corporation, 22116 West Soledad Canyon Road, Saugus.

Issued by California Public Utilities Commission.

*Added by Decision No. 75046, Application No. 50528.

Appendix "B"

Decision No. ~~75046~~

Lancaster Service Area

That area in and about Lancaster which is bounded on the north by Avenue H, on the east by 30th Street East, on the south by Avenue L, and on the west by 25th Street West.

Quartz Hill Service Area

That area in and about Quartz Hill which is bounded on the north by Avenue L, on the east by 30th Street East, on the south by Avenue P, and on the west by 80th Street West.

Palmdale Service Area

That area in and about Palmdale which is bounded on the north by Avenue P, on the east by 40th Street East, on the south by Avenue U, and on the west by 15th Street West.

(End of Appendix)