

**ORIGINAL**Decision No. 75724

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 AMERICAN BUSLINES, INC., a corporation,  
 for an extended and restated certificate  
 of public convenience and necessity as a  
 passenger stage corporation, in lieu of  
 all other certificates of public convenience  
 and necessity, between various  
 points and over various routes in the  
 State of California, pursuant to Sections  
 1031-1-36 of the California Public  
 Utilities Code.

Application No. 50677

ORDER OF INVESTIGATION AND SUSPENSION AND  
REOPENING PROCEEDING FOR FURTHER HEARING

By petition filed May 26, 1969, Greyhound Lines, Inc., (Western Greyhound Lines Division) seeks a reopening of this proceeding and the rejection of certain time schedules and tariff filings which would provide bus service between downtown San Diego and the International Port of Entry between Mexico and the United States located at San Ysidro.

Petitioner alleges that American Buslines, Inc., has filed tariffs and time tables with this Commission, to be effective June 1, 1969, calling for the extension of service between the American Buslines depot in downtown San Diego and the Port of Entry at San Ysidro, without proper authority from this Commission to render such passenger stage service. The proposed service of American Buslines, Inc., would be in direct competition with the service presently rendered by Greyhound Lines, Inc.

Petitioner points out that the American Buslines obtained an "Extended and Restated Certificate" by Decision No. 75192, dated January 14, 1969, in this proceeding, Application No. 50677, but that Application No. 50677, which was for an "in lieu" certificate, contained no reference to an extension of its service from downtown San Diego to San Ysidro. American Buslines alleged that the application would have no adverse effect upon any other passenger stage

corporation, and that the application should be handled on an ex parte basis and without the necessity of a formal hearing. Based upon the statements in the application, petitioner filed no protest and the matter was disposed of without hearing.

Petitioner further alleges that although San Ysidro is within the corporate limits of the City of San Diego, it is 17 miles south of the downtown area of San Diego, and that it is necessary for a bus traversing Interstate Highway 5 to pass through several other incorporated cities on its route between downtown San Diego and San Ysidro.

Petitioner alleges that its service between San Diego and San Ysidro is adequate and that before this Commission can permit competing service, the applicant for such competing service is required by Section 1032, of the Public Utilities Code, to provide evidence that there is inadequacy in existing service between San Diego and San Ysidro.

The Commission is of the opinion, and finds, that the effective dates of the tariffs and time schedules herein in issue should be postponed pending a hearing upon the issues raised by the petitioner.

IT IS ORDERED that:

1. Application No. 50677 be reopened for further hearing before such Commissioner and Examiner as may be designated.
2. The operation of American Buslines, Inc., 37th Revised Section D of Time Table No. 1, issued May 21, 1969, effective June 1, 1969, insofar as it pertains to service to San Diego (South Terminal, at 698 East San Ysidro Boulevard) is hereby suspended pending further order of the Commission.
3. American Buslines, Inc., Tariff No. 75-D5-E, Cal. P.U.C. No. 31, Page 10, Section B, effective June 1, 1969, insofar as it

pertains to service to San Diego (South Terminal, at 698 East San Ysidro Boulevard) is hereby suspended pending further order of the Commission.

4. American Buslines, Inc., shall conduct no operations between San Diego (Central Terminal) and San Diego (South Terminal, at 698 East San Ysidro Boulevard) pending further order of the Commission.

5. Copies of this order shall be forthwith served upon American Buslines, Inc., and upon petitioner herein.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 28th day of MAY, 1969.

William J. Lyons  
President

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Commissioners