

ORIGINAL

Decision No. 75806

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
SEQUOIA STAGES, a corporation, dba)
Eastshore Lines, for permission to)
extend the operation of the present)
Terra Linda Route.)

Application No. 50879
(Filed February 13, 1969)

O P I N I O N

Applicant seeks an extension of its passenger stage authority to operate a commuter operation over the most direct streets between a defined service area in Marin County and San Francisco, with no intermediate points, subject to the following provision:

No service shall be rendered locally between, to or from intermediate points located within one mile of U.S. Highway 101.

The new service area includes a residential area known as San Marin.

Applicant alleges that the service has been requested by the San Marin Commuters Association which has a list of 35 persons willing to use the service. Applicant also alleges that in the Terra Linda area which it serves now there is a waiting list of additional persons desiring applicant's service.

The proposed fares and tariff rules are set forth in Exhibit A to the application. Applicant will make available appropriate equipment to carry the prospective passengers. The service will be provided on a scheduled basis, with morning and evening departures at times convenient for commuters.

Copies of the application were served on Western Greyhound Lines, the Clerk of the Marin County Board of Supervisors and the City Clerk of Novato. The application was listed on the Commission's Daily Calendar of February 14, 1969. No protests have been received.

The Commission finds that:

1. Public convenience and necessity require that the proposed service be authorized.
2. A public hearing is unnecessary.

The Commission concludes that the application should be granted.

Applicant 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 granted to Sequoia Stages, 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. 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-C.
- (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.

3. The operative rights of Sequoia Stages derived from Decision No. 71250 in Application No. 48519 dated September 6, 1966, and Decision No. 73324 in Application No. 49652 dated November 14, 1967, will be restated in Appendix A attached hereto to incorporate therewith the service authorized by paragraph 1 of the order herein. The certificate of public convenience and necessity thus restated in said appendix shall supersede the operative authority granted by Decisions Nos. 71250 and 73324 which are revoked hereby effective concurrently with the effective date of the tariff filings required by paragraph 2(b) hereof.

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

Dated at San Francisco, California, this 24th day of JUNE, 1969.

William J. Lyons, Jr.
President

Augustin

David B. Monks

Commissioners

JR *

Appendix A

SEQUOIA STAGES
(a corporation)
doing business as
EASTSHORE LINES

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CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY

Showing passenger stage operative rights, restrictions,
limitations, exceptions, and privileges applicable thereto.

All changes and amendments as authorized by the Public
Utilities Commission of the State of California will be made as
revised pages or added original pages.

Issued under authority of Decision No. 75806
dated JUN 24, 1969, of the Public Utilities Commission
of the State of California, on Application No. 50879.

SECTION 1. GENERAL AUTHORIZATIONS

The certificate hereinafter noted supersedes all operative authority heretofore granted to Sequoia Stages, a corporation.

Sequoia Stages, a corporation, doing business as Eastshore Lines, by the certificate of public convenience and necessity granted by the decision noted in the margin is authorized to transport passengers over and along the routes hereinafter described by motor vehicle between the areas of:

Route No. 1. Lafayette and Orinda Village and intermediate points (in Contra Costa County).

Routes Nos.
2 and 3. Marinwood and San Marin (in Marin County), on the one hand, and the City of San Francisco, on the other hand.

SECTION 2. CONDITIONS AND RESTRICTIONS

No passenger shall be transported on Routes Nos. 2 and 3 who has both point of origin and destination along U.S. Highway 101 between the City of San Francisco and the junction of U.S. Highway 101 and State Highway 37 in the City of Novato.

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SECTION 3. ROUTE DESCRIPTIONS

Route No. 1. Lafayette - Orinda

Commencing at the Greyhound depot in Lafayette, thence via Moraga Road, St. Mary's Road, Glenside Drive, and St. Mary's Road to Moraga; thence via Moraga Way to Orinda Village.

Route No. 2. Marinwood - San Francisco

Commencing at the intersection of Mount Shasta Drive and Lucas Valley Road in Marinwood, thence via Lucas Valley Road, Las Gallinas Road, Las Colindas Road, Las Ovejas Road, Montecillo Road, Manuel T. Freitas Parkway, Las Gallinas Road, Northgate Drive, Los Ranchitos Road, North San Pedro Road, U.S. Highway 101, Richardson Avenue, Lombard Street, Van Ness Avenue, North Point Street, and the Embarcadero to the Ferry Building in San Francisco.

Route No. 3. San Marin - San Francisco

Commencing at the intersection of San Marin Drive and San Carlos Way in the City of Novato, thence via San Carlos Way, San Ramon Way, San Marin Drive, Novato Boulevard, South Novato Boulevard, to Junction U.S. Highway 101 and State Highway 37, thence via U.S. Highway 101 to the San Francisco Ferry Building as in Route No. 2.

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