

Decision No. 76203

ORIGINAL

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 Area to)
Serve the "Autonetics" Laguna Niguel)
Facility at 24000 Avila Road, Laguna)
Niguel, California, 92677.)

Application No. 51107
(Filed May 22, 1969)

O P I N I O N

Applicant is a passenger stage corporation presently transporting passengers, limited to the movement of the employees of McDonnell Douglas Aircraft Company Plants located adjacent to Lakewood Blvd., and Carson Street in the City of Long Beach; the Conduccion-Missouri Plant at 12254 Bellflower, Downey (A McDonnell-Douglas Aircraft Company Subsidiary) and the North American Rockwell "Autonetics" plant located at 3330 Anaheim Road, Anaheim, to said plants from their homes located at points and places in certain Los Angeles and Orange County areas as authorized and described in Decision No. 74933 dated November 13, 1968, and Decision No. 75183 dated January 7, 1969.

Applicant proposes to extend its service areas as hereinafter more specifically set forth, to provide the employees of the North American Rockwell Corporation "Autonetics" plant located at 24000 Avila Road, Laguna Niguel, California 92677, with direct passenger transportation from the vicinity of their homes to the new plant now under construction at the above address.

The initial people employed will be those currently working at the Anaheim Facility which is being transferred and moved to the new Laguna Niguel location. The present employees will have a considerable further distance to commute - some 30 miles further. There is no direct public transportation available to the new plant area from the western Los Angeles County and eastern Orange County areas. Exhibits A and B attached to the application describe the movement of the plant and request the establishment of this service for the employees of the plant when moved to the new location.

Applicant proposes to furnish the same type of service with the same equipment presently in use and proposes that the same type of weekly fares be established.

Exhibit D attached to the application is a balance sheet and income statement showing total assets of \$52,405 and 1968 net income of \$11,283. Applicant has 40 buses with which to conduct operations. Thirty-one pieces are assigned to regular runs, leaving nine for spares and charters.

Applicant alleges that there is no direct public transportation available to the new plant and that copies of the application have been served on the city clerks of 17 cities in the area and the Southern California Rapid Transit District.

A Senior Transportation Engineer of the Commission staff reports that Southern California Rapid Transit District has advised that it does not oppose the application and recommends that the application be granted and that North American has indicated by letter that it supports the application. The report is marked Exhibit 1 and filed herein. The application was listed on the Commission's Daily Calendar of May 22, 1969. No protests have been received.

The Commission finds that:

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.

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 Third Revised Page 2, Second Revised Page 3, Third Revised Page 4 and Original Page 5 of Appendix A, attached hereto and made a part hereof.

2. Appendix A of Decision No. 72272 as heretofore amended is further amended by incorporating therein Third Revised Page 2, Second Revised Page 3, Third Revised Page 4 and Original Page 5 in revision of Second Revised Page 2, First Revised Page 3 and Second Revised Page 4.

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-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 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 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 23rd day of SEPTEMBER, 1969.

Augusta
President
William Symons, Jr.
James M. ...
Vernon L. Stungis
Commissioners

Commissioner William Symons, Jr., 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; and between the Conductron-Missouri Plant, 12254 Bellflower, Downey, on the one hand and locations in Upland, Pomona and West Covina, on the other hand; and between Areas A, B, and C as hereinafter described, on the one hand, and the Autonetics Laguna Niguel Facility (24000 Avila Road) Laguna Niguel, on the other hand, over and along the routes hereinafter described and subject to the following conditions and restrictions:

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. 76203, Application No. 51107.

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 Slauson Avenue.

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).

*AREA A

Beginning at the intersection of the Riverside and Newport Freeways, thence along Newport Freeway, Newport Boulevard to the Pacific Ocean, northwestward along the Coast to 23rd Street in Huntington Beach, north on Golden West Street, east on Bolsa Avenue, north on Brookhurst Street and east on Orangethorpe Avenue, south on Jefferson Street, east on Riverside Freeway to the point of beginning.

*AREA B

Beginning at the intersection of Orangethorpe Avenue and Brookhurst Street in Buena Park, thence along Brookhurst Street, Bolsa Avenue, Golden West Street, 23rd Street, northwest along the Pacific Ocean, north along the San Gabriel River to the San Diego Freeway, San Gabriel River Freeway (605 Freeway), Santa Ana Freeway, Orangethorpe Avenue to point of beginning.

Issued by California Public Utilities Commission

*Added by Decision No. 76203, Application No. 51107.

*AREA C

Beginning at the intersection of Santa Ana and San Gabriel River Freeways, thence along the San Gabriel River Freeway, San Diego Freeway, San Gabriel River to the Pacific Ocean, west along the Coast, north along the Los Angeles River, Long Beach Freeway, Santa Ana Freeway to the point of beginning.

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.

*Service between Areas A, B and C and the Autonetics Laguna Niguel Facility shall be conducted over and along the most direct or appropriate route or routes.

Conductron-Missouri Plant Route:

Commencing at Euclid Avenue and 9th Street, (Upland) thence via Euclid Avenue, 7th Street, (1st stop), San Bernardino Freeway, Indian Hill Boulevard, (2nd stop) Indian Hill Boulevard, San Bernardino Freeway, Barranca Street, (3rd stop) Barranca Street, San Bernardino Freeway, San Gabriel River Freeway, Imperial Highway, Bellflower Boulevard, to Conductron-Missouri Plant, 12254 Bellflower, Downey.

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; Conductron-Missouri, Downey; or Autonetics, Laguna Niguel
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.

Issued by California Public Utilities Commission.
Changed by Decision No. 76203, Application No. 51107.

SECTION 3. CONDITIONS AND RESTRICTIONS--Contd.

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. Lake Boulevard, Downey, shall be picked up or discharged only within points in Areas 1 and 2.
5. Passengers destined to or originating at Conductron-Missouri, 12254 Bellflower, Downey (wholly owned subsidiary of McDonnell Douglas Corp.), shall be picked up or discharged only at stops designated in the route description.
- *6. Passengers destined to or originating at Autonetics Laguna Niguel Facility, 24000 Avila Road, Laguna Niguel shall be picked up or discharged only within points in Areas A, B and C.

Issued by California Public Utilities Commission.

*Added by Decision No. 76203, Application No. 51107.