

ORIGINALDecision No. 76446

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 KEITH L. GRIMM, doing business as)
 NORTH BAY CHARTER SERVICE, for)
 authority to operate as a passenger)
 stage corporation between points in)
 Petaluma, Novato, Loma Verde,)
 Marinwood, Terra Linda, San Rafael,)
 Corte Madera, Mill Valley and)
 Sausalito on the one hand, and the)
 Maintenance Base located at the)
 San Francisco International Airport,)
 on the other hand.)

Application No. 51396
 (Filed September 30, 1969)

O P I N I O N

Keith L. Grimm, doing business as North Bay Charter Service, requests authority to operate a passenger stage service between Petaluma, Novato, Loma Verde, Marinwood, Terra Linda, San Rafael, Corte Madera, Mill Valley and Sausalito, on the one hand, and the Maintenance Base located at the San Francisco International Airport, on the other hand.

The proposed service is designed to accommodate individuals who reside in and around the proposed cities and work at the Maintenance Base operated by United Air Lines. Applicant proposes a five day per week, round trip service for a fare of \$7.50 per week. He owns and operates eight buses and as of August 30, 1969, indicated a net worth in the amount of \$75,388. The Greyhound Line, Inc. indicated by letter that it would have no protest to the application provided the service was limited to employees of the maintenance base or those seeking employment at the base.

After consideration the Commission finds that public convenience and necessity require the granting of the application. A public hearing is not necessary.

Keith L. Grimm 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 Keith L. Grimm, an individual, authorizing him 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.

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

Dated at San Francisco, California, this 18th day of NOVEMBER, 1969.

William J. ...
President

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Commissioners

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

Section 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS
AND SPECIFICATIONS

Keith L. Grimm, dba North Bay Charter Service, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport passengers and their baggage between United Airlines Maintenance Base located at the San Francisco International Airport on the one hand, and the City of Petaluma and intermediate points along U. S. Highway 101 in Marin County, on the other hand, over the route hereinafter described, subject to the following provisions:

- (a) Only passengers destined to or originating at the United Airlines Maintenance Base near the San Francisco International Airport who are employees or prospective employees at that facility shall be transported.
- (b) Service shall be operated only at times necessary to meet employee shift needs on regular working days.
- (c) Buses may depart from U. S. Highway 101, in Marin County, to pick up or discharge passengers within three miles of said highway.

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APPENDIX A

KEITH L. GRIMM, DBA
NORTH BAY CHARTER SERVICE

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Section 2. ROUTE DESCRIPTION

Commencing in the City of Petaluma, thence via U. S. Highway 101 to the Golden Gate Bridge, thence via the most appropriate city streets and public highways to the United Airlines Maintenance Base near the San Francisco International Airport; returning by reverse of route.

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