

ORIGINAL

Decision No. 76647

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
ROBERT G. CRANE AND ERNEST BENFIELD
for certificate of public convenience
and necessity to operate passenger
stage service between the cities of
Menlo Park, Atherton, San Carlos and
Belmont on the one hand, and the
United Airlines Maintenance Base at
San Francisco International Airport,
on the other hand.

Application No. 51494
(Filed November 19, 1969)

O P I N I O N

Robert G. Crane and Ernest Benfield request authority to operate a passenger stage service between the cities of Menlo Park, Atherton, San Carlos and Belmont, on the one hand, and the United Airlines Maintenance Base at San Francisco International Airport, on the other hand.

The proposed service will be limited to the transportation of United Airlines employees. The proposed weekly commuter fare will range from \$3.50 (Belmont) to \$4.50 (Menlo Park). Service would be provided through the use of two 1947 37 passenger Aero-coaches. As of November 19, 1969, applicant Benfield indicated a net worth in the amount of \$77,171 and applicant Crane a net worth in the amount of \$4,400.

It is alleged that many employees of United Airlines have requested the proposed service and that if authorized said service would not only provide many employees with a dependable and convenient commuter service, but would help to alleviate traffic congestion.

A copy of the application was served upon Greyhound Lines and no protest has been received.

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

Applicants are 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 Robert G. Crane and Ernest Benfield, a partnership, 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, applicants 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, applicants shall file a written acceptance of the certificate herein granted. Applicants are placed on notice that, if they accept the certificate of public convenience and necessity herein granted, they 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, applicants 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) Applicants shall maintain their 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 16th day of JANUARY, 1976.

William J. Lyons
President
Augusta
[Signature]
[Signature]
Vernon L. Stinger
Commissioners

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS
AND SPECIFICATIONS

Robert G. Crane and Ernest Benfield, dba C & B Commuter by the Certificate of Public Convenience and Necessity granted in the decision noted in the margin, are authorized to transport passengers between United Airlines Maintenance Base located at the San Francisco International Airport on the one hand and the Cities of Menlo Park, Atherton, San Carlos and Belmont 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.

SECTION 2. ROUTE DESCRIPTION

Commencing at any points within the Cities of Menlo Park, Atherton, San Carlos and Belmont, thence to the Air Lines Maintenance Base at or near the San Francisco International Airport, via any and all appropriate routes, and return via the same routing.

Issued under authority of Decision No. 76647,
dated January 6, 1970, of the Public Utilities
Commission of the State of California, on Application No. 51494.