

82672

ORIGINAL

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of
 PAUL H. SCHNEIDER, an individual,
 doing business as COMMUTE SERVICE,
 for authority to extend passenger
 stage service from United Air Lines
 Maintenance Base to include Redwood
 City.

Application No. 54580
 (Filed January 15, 1974)

O P I N I O N

Applicant requests a certificate of public convenience and necessity to extend his operations as a passenger stage corporation for the purpose of transporting persons whose origin or destination is the United Air Lines Maintenance Base located in South San Francisco between that base and Redwood City. The application was noticed in the Commission's Daily Calendar of January 18, 1974. No protests to the application have been received.

Applicant states that he presently is rendering service to and from the involved maintenance base as authorized in Decisions Nos. 78757 and 76489, and by this application seeks to expand that service. Applicant asserts that he has been requested to institute this new service by approximately 45 employees of the base because of the lack of any passenger stage service to or from the area in which they reside at the time of day applicant proposes to operate. Applicant's initial pickup will be at 5:40 a.m. and arrive at the base at 6:32 a.m. His bus will leave the base at 3:40 p.m. and arrive at the last stop at 4:30 p.m. Applicant contends that the proposed service will have a beneficial effect on the environment in that 41 automobiles now used by potential riders will be eliminated from the highway during the periods he intends to conduct operations.

After consideration the Commission finds that public convenience and necessity require the issuance of a certificate to applicant as set out in the ensuing order. The Commission further finds with reasonable certainty that the project involved in this proceeding will not have a significant effect on the environment. A public hearing is not necessary.

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. 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 Paul H. Schneider, 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 set forth in Appendix A, attached hereto and made a part hereof.

2. In providing service pursuant to the authority granted by this order, applicant shall comply with the following service regulations. Failure so to do may result in a cancellation of the authority.

- (a) Within thirty days after the effective date of this order, applicant shall file a written acceptance of the certificate granted. Applicant is placed on notice that if he accepts the certificate he will be required, among other things, to comply with the safety rules of the California Highway Patrol, the rules and other




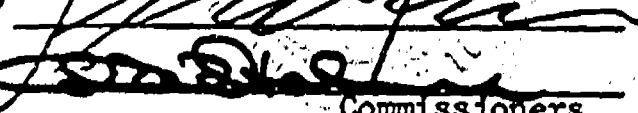
regulations of the Commission's General Order No. 98-Series, and the insurance requirements of the Commission's General Order No. 101-Series.

- (b) Within one hundred twenty days after the effective date of this order, applicant shall establish the authorized service 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 authorized service.
- (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-Series and 98-Series.
- (e) Applicant shall maintain his 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 his operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

3. The certificate of public convenience and necessity granted in paragraph 1 of this order shall supersede the certificate of public convenience and necessity granted by Decision No. 78757 in Application No. 52487, which certificate is revoked effective concurrently with the effective date of the tariff filings required by paragraph 2(b).

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 2nd
day of APRIL, 1974.


President



Commissioners

Appendix A

PAUL H. SCHNEIDER
Doing Business As
COMMUTE SERVICE

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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.

(This cancels the certificate issued by
Decision No. 78757 in Application
No. 52487.)

Issued under authority of Decision No. **82673**
dated APR 2, 1974 of the Public Utilities Commission
of the State of California, on Application No. 54580.

Appendix A

PAUL H. SCHNEIDER
Doing Business As
COMMUTE SERVICE

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Issued by California Public Utilities Commission.

Decision No. 82673 Application No. 54580.

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS,
AND SPECIFICATIONS.

The certificate hereinafter noted supersedes all operative authority heretofore granted to Paul H. Schneider, dba Commute Service.

Paul H. Schneider, dba Commute Service, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers on passenger-carrying vehicles between the Cities of Redwood City (as further described herein), Livermore, Pleasanton, Fremont, Newark, Hayward, Milpitas and the northern part of the City of San Jose within three miles of the city limits of Milpitas, on the one hand, and the United Air Lines Maintenance Base located at the San Francisco International Airport, on the other hand, over the most suitable public roads and highways, subject to the following provisions:

- (a) Schedules shall be designed to meet the working hours of the employees, except that Route 1 shall be operated only for passengers needing arrival at the United Air Lines Maintenance Base between the hours of 6:30 a.m. and 7:00 a.m.
- (b) No passengers shall be transported except those having point of origin or destination at said United Air Lines Maintenance Base.

Issued by California Public Utilities Commission.

Decision No. 82673, Application No. 54580.

SECTION 2. ROUTE DESCRIPTIONS.

Route No. 1 - Redwood City

Beginning at the intersection of Marsh Road and Bay Road in Redwood City, proceed via Bay Road, Beech Street, Broadway, Jefferson Avenue, Alameda de las Pulgas, San Carlos Avenue, Ralston Avenue and U.S. Highway 101 (Bayshore Freeway) and the most direct and convenient route to United Air Lines Maintenance Base; returning by the reverse of this route.