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Decision No. 83269

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
WYLIE BEDWELL CANTRELL and GARY LEE )  
CANTRELL dba CANTRELL BROTHERS )  
URBAN SERVICE, a partnership, for )  
certificate of public convenience )  
and necessity to operate a passenger )  
service between Oxnard, California, )  
and Newbury Park, California. )

Application No. 54962  
(Filed June 10, 1974)

O P I N I O N

Wylie Bedwell Cantrell and Gary Lee Cantrell copartners doing business as Cantrell Brothers Urban Service, request a certificate of public convenience and necessity as a passenger stage corporation authorizing the transportation of passengers between Oxnard and Newbury Park. The proposed service would be restricted to employees of Semtech Corporation in Newbury Park.

The proposed weekly fare is \$6. Applicants own and operate a 1947, 45-passenger Crown bus. As of May 7, 1974, applicants indicated a net worth in the amount of \$15,039. Copies of the application were served upon the county of Ventura, the cities of Oxnard and Thousand Oaks, and upon Greyhound Lines - West and Great Western Stage Lines. No protest has been received.

It is alleged that many employees of Semtech Corporation have indicated their intentions to use the proposed service; and that the proposed service would reduce the use of private automobiles and thereby help to reduce traffic congestion and air pollution.

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

We further find with reasonable certainty that the project involved in this proceeding will not have a significant effect on the environment.

Applicants are 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 holders 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 Wylie Bedwell Cantrell and Gary Lee Cantrell, authorizing them to operate as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between the points set forth in Appendix A, attached hereto and made a part hereof.

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

- (a) Within thirty days after the effective date of this order, applicants shall file a written acceptance of the certificate granted. Applicants are placed on notice that if they accept the certificate they will be required, among other things, to comply with the safety rules of the California Highway Patrol 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, applicants shall establish the authorized service and amend or file tariffs, in triplicate, in the Commission's office.
- (c) The tariff 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 filings shall be concurrent with the establishment of the authorized service.
- (d) The tariff filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 79-Series.
- (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 their 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 6<sup>th</sup> day of AUGUST, 1974.

Vernon L. Stinson  
President  
William J. Stinson, Jr.  
[Signature]  
[Signature]

Commissioners  
Commissioner D. W. Holmes, being necessarily absent, did not participate in the disposition of this proceeding.

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Appendix A

Wylie Bedwell Cantrell  
and  
Gary Lee Cantrell  
dba  
CANTRELL BROTHERS URBAN SERVICE

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CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY

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

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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.

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Issued under authority of Decision No. 83269,  
dated AUG 6 -, 1974, of the Public Utilities  
Commission of the State of California, on Application No. 54962.

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

Wylie Bedwell Cantrell and Gary Lee Cantrell, dba CANTRELL BROTHERS URBAN SERVICE, by the Certificate of Public Convenience and Necessity granted by the decision noted in the margin, is authorized to transport passengers between Oxnard and Newbury Park, over the route described in Section 2, and subject to the following conditions:

- (1) Motor vehicles may be turned at termini and intermediate points, in either direction, at intersections of streets or by operating around a block contiguous to such intersections in accordance with local traffic regulations.
- (2) No passenger shall be transported who does not have either point of origin or point of destination at the Semtech Corporation, 652 Mitchell Road, Newbury Park, California.

Issued by California Public Utilities Commission.

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Appendix A

Wylie Bedwell Cantrell  
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CANTRELL BROTHERS URBAN SERVICE

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SECTION 2. ROUTE DESCRIPTION.

Beginning at the intersection of Eighth and "D" Street in Oxnard, California, then via "D" Street, Fifth Street, "C" Street, Gonzales Road, Oxnard Boulevard, Vineyard Avenue, Ventura Boulevard, Rose Avenue, U.S. Highway 101, Rancho Conejo Road, Arnold Road, and Mitchell Road to the Semtech Corporation at 652 Mitchell Road, Newbury Park, California.

Return via reverse of above route.

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