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Decision No. 85011

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of ITZHAK MIZRAHI, an)
individual, requesting a permit to)
operate as a charter-party carrier)
of passengers.)
(File No. TCP 501)

Application No. 55429
(Filed January 3, 1975)

Itzhak Mizrahi, for himself, applicant.
James Brasil, Attorney at Law, for the
City and County of San Francisco,
protestant.
Thomas P. Hunt, for the Commission staff.

O P I N I O N

By this application Itzhak Mizrahi seeks authority to operate as a charter-party carrier of passengers.

The application was protested by the city and county of San Francisco. Public hearing was held before Examiner Porter at San Francisco on March 7, 1975 and the matter was submitted.

Mr. Mizrahi testified that he is interested in the limousine service business, but that he has no equipment for the service now and will not spend any money on the service until he gets his permit. At present he owns a 1972 Chevrolet Caprice. He is presently going to school and will attend to the limousine service business when time permits. His principal place of business would be out of the San Francisco International Airport.

San Francisco's airport department presented evidence through airport police officers that they have observed Mr. Mizrahi soliciting business in the airport and that he has no authority from the San Francisco Airport authorities to conduct this business. Mr. Mizrahi has been warned and arrested for these violations but persists in soliciting passengers at the airport. The San Francisco Airport has issued a permit to a limited number of limousine services for exclusive permission to pick up and deliver passengers from and to designated loading spaces at the airport. This is necessary to reduce traffic congestion and as a control for accounting purposes to assure the revenue due the airport from each limousine haul.

The record shows that Mr. Mizrahi has been enjoined and restrained from soliciting passengers for hire within the confines of the San Francisco International Airport by the county of San Mateo.

After consideration the Commission finds that:

1. Itzhak Mizrahi has never held any operating authority from this Commission but has been enjoined and restrained from soliciting passengers for hire within the San Francisco International Airport by the county of San Mateo. Although he has been warned and arrested for these violations he persists in soliciting passengers at the airport.

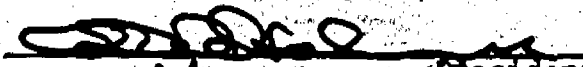
2. Applicant has failed to show that he possesses satisfactory fitness to initiate and conduct the proposed transportation service.

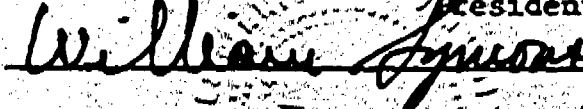
The Commission concludes that the application should be denied.


O R D E R

IT IS ORDERED that Application No. 55429 is denied.
The effective date of this order shall be twenty days
after the date hereof.

Dated at San Francisco, California, this 15th
day of OCTOBER, 1975.



President




Commissioners

Commissioner Vernon L. Sturgeon, being
necessarily absent, did not participate
in the disposition of this proceeding.