

ORIGINAL

Decision No. 85325

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of the Yellow Cab Company of Stockton, "a corporation" doing business as Airporter Limousine for a certificate of public convenience and necessity to operate an "on-call" limousine service for passengers and baggage between the Stockton Metropolitan Airport and various points in the central business district of the City of Stockton, County of San Joaquin.

Application No. 56027
(Filed October 28, 1975)

O P I N I O N

By this application the Yellow Cab Company of Stockton requests a certificate of public convenience and necessity to operate as a passenger stage corporation to transport passengers and their baggage between the Stockton Metropolitan Airport and points within the central business district of the city of Stockton.

Applicant proposes to establish an on-call limousine service by utilizing portions of its existing taxicab fleet. A total of twelve scheduled flights arrive and depart daily from the Stockton Airport. Applicant states that for the past fifteen years it has been under contract to provide taxicab service for the Stockton Airport. It now desires to augment this service with an on-call limousine service. The proposed service will meet each flight arriving at the airport, except when there is a difference of only 20 minutes or less between two flights the departure will be delayed for the arrival of the second flight. Service from the Stockton central business district

will be confined to major hotels and motels in the area and passengers desiring applicant's service must telephone requests at least 1-1/2 hours prior to their flight departure time. Service to the airport will depart the central business district 1 hour prior to flight time in order to allow for check-in and security clearance.

Applicant states that transportation to and from the Stockton central business district and the Stockton Airport is presently available only via the Stockton Metropolitan Transit District and local taxicab companies. While transportation by private automobile is a factor, applicant explains that the Stockton Metropolitan Airport plans to assess a parking fee for the use of its facilities in the near future. Applicant contends that the present lack of adequate, low-cost transportation to and from the Stockton central business district and the Stockton Airport amply justifies the sought certificated authority.

A fare of \$1.65 per passenger is proposed for the contemplated service. Applicant's financial statement as of May 31, 1975 indicates total assets of \$66,390. The Commission's Transportation Division staff has reviewed the sought certificated authority and advises that, in the absence of protests, the sought authority be granted by ex parte order.

The Stockton Metropolitan Transit District was served with a copy of the application. Applicant states it is not aware of any other transportation service that may be affected by the sought authority. Application No. 56027 was listed on the Commission's Daily Calendar for October 19, 1975. No protests to the sought certificated authority have been received.

Findings

1. Applicant has demonstrated a reasonable capacity to perform an on-call limousine service between the Stockton central business district and the Stockton Metropolitan Airport as a passenger stage corporation.

2. At the present time no passenger stage corporation service is available to the public between the points proposed to be served by applicant.

3. Applicant has shown that public convenience and necessity require the granting of the certificated authority as requested.

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

The Commission concludes that the application should be granted. 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 the Yellow Cab Company of Stockton, a corporation, 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 set forth in Appendix A of this decision.


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.

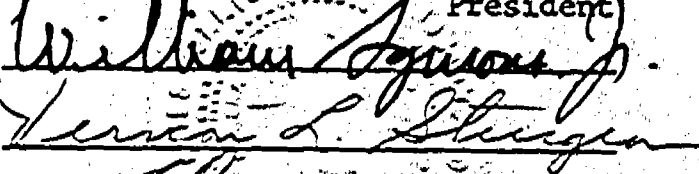
- (a) Within thirty days after the effective date of this order, applicant shall file a written acceptance of the certificate granted. Applicant is placed on notice that if it accepts the certificate it will be required, among other things, to comply with the safety rules administered by the California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

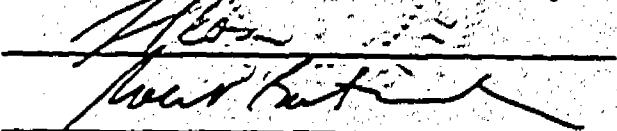
- (d) The tariff and timetable filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs and timetables set forth in the Commission's General Orders Nos. 79-Series and 98-Series.
- (e) Applicant shall maintain its accounting records on a calendar 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 twenty days after the date hereof.

Dated at San Francisco, California, this 6th day of JANUARY, 1976.



President




Commissioners

Appendix A

YELLOW CAB COMPANY OF STOCKTON
(A CORPORATION)
DBA AIRPORTER LIMOUSINE

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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.

Issued under authority of Decision No. 85325.

Dated JAN 6 1976, of the Public Utilities Commission of the State of California, in Application No. 56027.

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

Yellow Cab Company of Stockton, doing business as Airporter Limousine, by the certificate of public convenience and necessity granted by this decision noted in the margin, is authorized to operate an "on call" limousine service as a passenger stage corporation, transporting passengers and their baggage between various points in the Central Business District of the City of Stockton and the Stockton Metropolitan Airport over and along the most appropriate route, subject, however, to the authority of this Commission to change or modify said route at any time and subject to the following provisions:

- (a) The term "on call" as used herein refers to service which is authorized to be rendered dependent on the demands of passengers. The tariffs and timetables shall show the conditions under which each authorized "on call" service will be rendered.
- (b) Central Business District (C.B.D.) is described as follows:
Sacramento Street on the east, Lafayette Street on the south, Commerce Street on the west and Park Street on the north.

Issued by California Public Utilities Commission.

Decision No. 85325, Application No. 56027.