

ORIGINAL

Decision No. 85485

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )

Mt. Reba, Inc. )

For certificate of public convenience )  
and necessity to operate )

Passenger Express )

service )

between BEAR VALLEY )

and MT. REBA SKI AREA, ALPINE COUNTY, )  
CALIFORNIA )Application No. 56054  
(Filed November 7, 1975)O P I N I O N

By this application, Mt. Reba, Inc., a California corporation, requests a Certificate of Public Convenience and Necessity, to operate as a passenger stage corporation, transporting passengers and their baggage between Bear Valley and Mt. Reba Ski Area in Alpine County.

The applicant indicates that the proposed service will be exactly the same and over the same route authorized to Lake Alpine Water Company, Inc. (PSC-926) by Decision 81359, dated May 8, 1973. Lake Alpine Water Company, Inc., has recently abandoned the service, and by separate decision the Commission is revoking its operating authority. The applicant alleges that there is no existing bus service between Bear Valley and Mt. Reba Ski Area.

The applicant intends to utilize a 66-passenger International Harvester bus and a 12-passenger Chevrolet Van, providing daily service when Mt. Reba Ski Area is in operation. The applicant proposes to charge \$0.25 per person, one way, between Bear Valley and Mt. Reba Ski Area.

The application was listed on the Commission's Daily Calendar of November 10, 1975. No protest has been received.

The Commission's Transportation Division staff has reviewed the application and recommends that the application be granted.

After consideration, the Commission finds that a Certificate of Public Convenience and Necessity to operate as a passenger stage corporation should be granted to the applicant to the extent set forth in the ensuing order. We further find with reasonable certainty that the project involved in this proceeding will not have a significant effect on the environment.

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 granting 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 Mt. Reba, Inc., 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 route set forth in Appendix A of this decision.

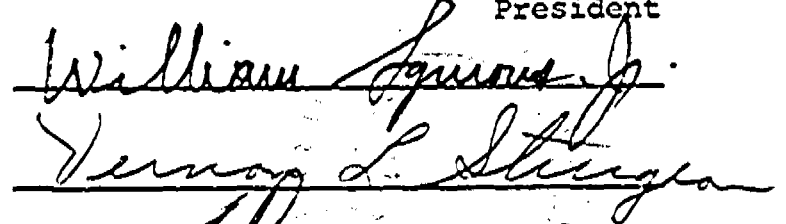
2. In providing service pursuant to the authority granted by this order, applicant shall comply with the following service regulations. Failure so to do may result in a cancellation of the authority.

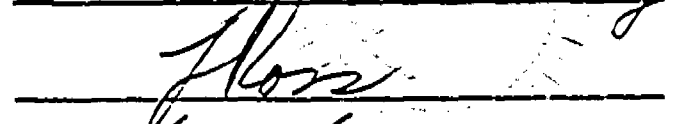
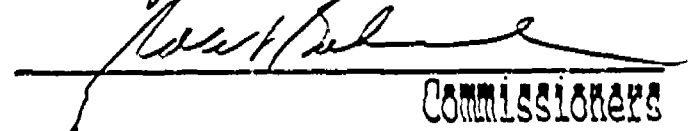
- (a) Within thirty days after the effective date of this order, applicant shall file a written acceptance of the certificate granted. Applicant is placed on notice that if it accepts the certificate it will be required, among other things, to comply with the safety rules administered by the California Highway Patrol, the rules and other regulations of the Commission's General Order 98-Series and the insurance requirements of the Commission's General Order 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 five days after the effective date of this order on not less than five 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 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 is the date hereof.

Dated at San Francisco, California, this 18th  
day of FEBRUARY, 1976.

  
President

  
Vernon L. Sturgeon

  
Floss  
  
Commissioners

Appendix A

MT. REBA, INC.  
(a California Corporation)

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CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY  
TO OPERATE AS A PASSENGER STAGE CORPORATION

Mt. Reba, Inc., a California corporation, by the Certificate of Public Convenience and Necessity granted by the decision noted in the margin, is authorized as a passenger stage corporation to transport passengers and their baggage between Bear Valley Lodge and Mt. Reba Ski Area, Alpine County, 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 provision:

The carrier shall provide service only  
during the California winter ski season.

Issued by California Public Utilities Commission.

Decision No. 85485, Application No. 56054.