

ORIGINAL

Decision No. 85647

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of)
James Mayweathers Jr. And George)
Grisham For certificate of public)
convenience and necessity to operate)
A PASSENGER STAGE LINE for PASSENGER)
AND BAGGAGE SERVICE between INYOKERN,)
RIDGECREST AND TRONA.)

Application No. 55923
(Filed September 15, 1975)

O P I N I O N

James Mayweathers, Jr. and George Grisham, a partnership, have applied for authority to operate as a passenger stage corporation to provide passenger and baggage service between the communities of Inyokern, Ridgecrest and Trona, respectively, in the Counties of Kern and San Bernardino.

Applicants allege that there is no direct transportation available between the various enumerated communities, that the three communities which comprise some 30 square miles already have a population of some 30,000 persons and Trona will have an additional 2,000 persons by January 1976 due to the Kern-McGee Chemical Plant's hiring additional employees. Because of the lack of transportation, the traffic situation is beginning to be a problem.

A copy of the application was served on Greyhound Lines, Inc. The filing of the application was noticed in the Commission's Daily Calendar on September 15, 1975. The Transportation Division recommends that the application be acted upon ex parte if no protests are received. There are no protests. A public hearing is not necessary.

F I N D I N G S

1. Applicants are ready, willing and able to provide passenger stage service on a regularly scheduled basis according to the schedule attached to the application between the defined areas in Kern and San Bernardino Counties.

2. Applicants possess the equipment, personnel and financial resources to institute and maintain the sought additional service.

3. Public convenience and necessity require that the application be granted.

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

C O N C L U S I O N S

The application should be granted as provided in the following order.

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 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 James Mayweathers, Jr. and George Grisham, a partnership, authorizing them to commence operations as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, to three points in the Counties of Kern and San Bernardino, as more specifically set forth in their application as the communities of Inyokern, Ridgecrest and Trona, and to transport passengers and their baggage between said points and over the routes set forth in Appendix A of this decision.

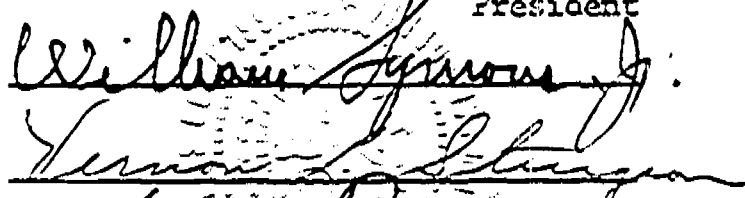
2. In providing service pursuant to the authority granted by this order, applicants shall comply with the following service regulations. Failure to do so may result in a cancellation of the authority.

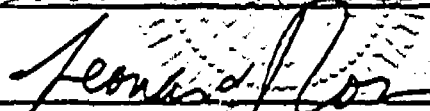
- (a) Within thirty days after the effective date of this order, applicants shall file a written acceptance of the certificate granted. Applicants are placed on notice that if they accept the certificate they will be required, among other things, to comply with the safety rules administered by the California Highway Patrol, the rules and other regulations of the Commission's General Order 93-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, applicants shall establish the authorized service and file tariffs and timetables, in triplicate, in the Commission's office. Rates and rules shall be those in applicants' Local Passenger Tariff No. 1, Cal PUC No. 1.
- (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 93-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.

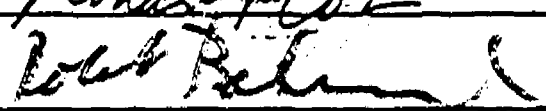
Since the new plant has already opened and the service is presently needed, the effective date of this order is the date hereof.

Dated at San Francisco, California, this 30th
day of MARCH, 1976.



President






Commissioners

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Appendix A

James Mayweathers, Jr.

Original Title Page

and

George Grisham

a partnership

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. 85647
dated MARCH 30, 1976, of the Public Utilities Commission
of the State of California, on Application No. 55928.

Appendix A

James Mayweathers, Jr.

Original Page 1

and
George Grisham
a partnership

Section 1 GENERAL AUTHORIZATIONS, RESTRICTIONS,
LIMITATIONS AND SPECIFICATIONS

James Mayweathers, Jr. and George Grisham, a partnership, 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 the Cities of Inyokern and Ridgecrest in Kern County, via Inyckern and China Lake Boulevards (State Route 178), and the Community of Trona in San Bernardino County, via Trona Road (State Route 178); serving the termini and all intermediate points subject to the following provisions:

- (a) Motor vehicles may be turned at termini or 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.
- (b) Regular route service shall be conducted daily.
- (c) When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.

Issued by California Public Utilities Commission.
Decision No. 85647, Application No. 55922.