

Decision No. 85784

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of AIRPORTTRANSIT, a corporation,)
to sell, and AIR CREW TRANSIT, INC.,)
a corporation, to purchase a portion)
of a Certificate of Public Convenience)
and Necessity as a passenger stage)
corporation.)

Application No. 56319
(Filed March 9, 1976)

O P I N I O N

By Decision 78126 in Application 52195, Airporttransit, a corporation, was issued an in-lieu certificate of public convenience and necessity to operate as a passenger stage corporation (PSC 115) between certain points in the Counties of Los Angeles, Riverside, San Bernardino and Ventura, on the one hand, and Los Angeles International Airport, on the other hand.

In this application, Airporttransit, a corporation hereinafter referred to as seller, requests authority to transfer its Route (13) as described in Appendix A of Decision 78126, to Air Crew Transit, Inc. The name of the transferee, hereinafter referred to as buyer, has been changed from Air Crew Transit, Inc. dba Great American Stageline, to Great American Stageline, Inc. James J. Hebert, President of Great American Stageline, Inc. filed on March 26, 1976 an amendment to the application to reflect the name change.

Subject Route (13) involves the transportation of passengers and baggage only between the City of Ventura, on the one hand, and Los Angeles International Airport, on the other hand, serving Oxnard, Camarillo, Woodland Hills and Thousand Oaks as intermediate points.

Buyer has authority to operate as a passenger stage corporation between Oxnard, Thousand Oaks, Westlake, Port Hueneme and Point Mugu, on the one hand, and Los Angeles International Airport, on the other hand.

Buyer seeks authority to purchase Route (13) as it will add to its present operations the points of Ventura, Camarillo and Woodland

A. 56319 DDM*

Hills, in addition to Oxnard, Thousand Oaks and Westlake that are now served.

Seller states that it wants to discontinue its operations to points outside the greater Los Angeles area by transferring Route (13), so it may consolidate its operations to points within the greater Los Angeles area.

The parent company of seller in Westgate-California Corporation, a Nevada corporation, which is a debtor involved in a bankruptcy proceeding pending in the United States District Court, Southern District of California, No. 74-413. Applicants state that the proposed sale of Route (13) has been approved by the Trustees and by the Court in the bankruptcy proceedings.

The seller and buyer have entered into a written agreement on the terms and conditions for the transfer of Route (13). The parties have agreed that the purchase price will be for the sum of \$3,000 for the certificate. No equipment is involved.

The application was listed on the Commission's Daily Calendar of March 10, 1976. The Commission's Transportation Division staff has reviewed the application and recommends that in the absence of protest or request for public hearing, it be granted by ex parte order. No protest or request for hearing has been received. A public hearing is not necessary.

After consideration the Commission finds that the proposed transfer would not be adverse to the public interest and concludes that it should be authorized. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

The order which follows will provide for, in the event the transfer is completed, the partial revocation of the certificate presently held by Airporttransit, a corporation, the revocation of the certificate presently held by Air Crew Transit, Inc., and the issuance of a certificate in appendix form to Great American Stageline, Inc.

Buyer 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. On or before August 1, 1976, Airporttransit, a corporation, may sell and transfer the operative rights referred to in the application to the buyer, Great American Stageline, Inc.
2. Within thirty days after the transfer the buyer shall file with the Commission written acceptance of the certificate and a true copy of the bill of sale or other instrument of transfer.
3. Buyer and seller shall amend or reissue the tariffs and timetables on file with the Commission, naming rates and rules governing the common carrier operations transferred to show that they have adopted or established, as their own, the rates and rules. 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 transfer. The tariff and timetable filings made pursuant to this order shall comply in all respects 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. Failure to comply with the provisions of General Orders 79-Series and 98-Series may result in a cancellation of the operating authority granted by this decision.

4. In the event the transfer authorized in paragraph 1 is completed, effective concurrently with the effective date of the tariff filings required by paragraph 3, a certificate of public convenience and necessity is granted to Great American Stageline, 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 routes set forth in Appendix A, attached hereto and made a part hereof.

5. The certificate of public convenience and necessity granted by Decisions 35055 and 35630 is revoked effective concurrently with the effective date of the tariff filings required by paragraph 3.

6. The certificate of public convenience and necessity granted to Airporttransit, a corporation, 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 Decision 73126 is amended by incorporating First Revised Pages 4 and 13 in revision of Original Pages 4 and 13, respectively.

7. Buyer shall comply with the safety rules of the California Highway Patrol, the rules and regulations of the Commission's General Order 93-Series, and insurance requirements of the Commission's General Order 101-Series.

8. Buyer 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.

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.

- 4 -

Verona L. Sturgeon
W. R. [unclear]
Robert Bateman
Commissioners

Commissioner William Symens, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

- 5 -

CORRECTION

CORRECTION

THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY

4. In the event the transfer authorized in paragraph 1 is completed, effective concurrently with the effective date of the tariff filings required by paragraph 3, a certificate of public convenience and necessity is granted to Great American Stageline, 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 routes set forth in Appendix A, attached hereto and made a part hereof.

5. The certificate of public convenience and necessity granted by Decisions 25055 and 35600 is revoked effective concurrently with the effective date of the tariff filings required by paragraph 3.


6. The certificate of public convenience and necessity granted to Airporttransit, a corporation, 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 Decision 78126 is amended by incorporating First Revised Pages 4 and 13 in revision of Original Pages 4 and 13, respectively.

7. Buyer shall comply with the safety rules of the California Highway Patrol, the rules and regulations of the Commission's General Order 93-Series, and insurance requirements of the Commission's General Order 101-Series.

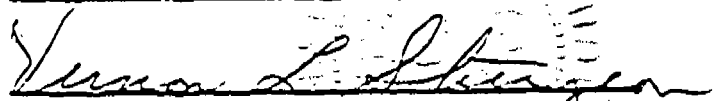
8. Buyer shall maintain its accounting records on a calendar year basis in conformance with the applicable Uniform System of Accounts or Chart of Accounts as prescribed or adopted by this Commission and shall file with the Commission, on or before March 31 of each year, an annual report of its operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

Since there are no protests to the proposed transfer and the buyer has the equipment and wishes to commence the expanded service as soon as possible, the effective date of this order is the date hereof.

Dated at San Francisco, California, this 20
day of MAY, 1976.



President







Commissioners

Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

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. 85784,
dated MAY 4, 1976, of the Public Utilities
Commission of the State of California, in Application No. 56319.

I N D E X

Page No.

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS,
LIMITATIONS AND SPECIFICATIONS 2, 3

SECTION 2. ROUTE DESCRIPTIONS.

Route 1 - Oxnard 4

Route 2 - Thousand Oaks, Westlake to LAX 4

Route 2 (a) - Alternate to Part of Route 2 4

Route 3 - Port Hueneme 4

Route 4 - Point Mugu Naval Air Station 4

Route 5 - Alternate Route 4 - Point Mugu Naval Air Station . 5

Route 6 - Ventura, Oxnard, Camarillo, Woodland Hills,
Thousand Oaks - LAX 5

Issued by California Public Utilities Commission.

85784

Decision No. _____, Application No. 56319.

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

The certificate hereinafter noted supersedes all operative authority heretofore granted to Air Crew Transit, Inc., a corporation, or its predecessors.

Great American Stageline, Inc., 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, baggage and express except as noted in subparagraph (g), between Ventura, Oxnard, Camarillo, Thousand Oaks, Woodland Hills, Port Hueneme, Point Mugu Naval Air Station and the Westlake community, on the one hand, and Los Angeles International Airport main passenger terminal and hangar line area, on the other hand, over and along the routes hereinafter described, subject, however, to the authority of this Commission to change or modify said routes at any time and subject to the following provisions:

- (a) 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.
- (b) When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.
- (c) Only passengers destined to or originating at the Los Angeles International Airport main passenger terminal and hangar line area shall be transported who also have destination or origin of trip westerly of the intersection of Westlake Boulevard and Townsgate Road.

Issued by California Public Utilities Commission.

Decision No. 85784, Application No. 56319.

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS
AND SPECIFICATIONS. (Continued)

- (d) Regular route service shall be conducted daily.
- (e) Service over Route 1 may be provided on an "on call" basis.
- (f) The term "on call" as used herein refers to service which is authorized to be rendered dependent upon the demands of passengers. Tariff and timetable shall show the condition under which each authorized "on call" service will be rendered.
- (g) The transportation of baggage and express shall be on passenger-carrying vehicles and shall be incidental to the transportation of passengers and limited to a weight of not more than one hundred (100) pounds per shipment. No express shipments shall be transported from or to Ventura, Camarillo and Woodland Hills.

Issued by California Public Utilities Commission.

Decision No. 85784, Application No. 56319.

SECTION 2. ROUTE DESCRIPTIONS.

Route 1 - Oxnard

Commencing at Vineyard and Esplanade in Oxnard to Route 101 (Ventura Freeway) thence on Route 101 (Ventura Freeway) to Thousand Oaks at Moorpark Road.

Route 2 - Thousand Oaks, Westlake to Los Angeles International Airport

Commencing at Dupars Restaurant and Howard Johnson Motor Lodge in Thousand Oaks at Thousand Oaks Boulevard and Conejo Boulevard, thence on Thousand Oaks Boulevard, Moorpark Road, Route 101 (Ventura Freeway) to Westlake Boulevard and Townsgate Road in Westlake, thence return to Route 101 (Ventura Freeway), and via the most direct and appropriate freeways and streets to the Los Angeles International Airport main passenger terminal and the hangar line located at or near World Way West.

Route 2(a) - Alternate to Part of Route 2

Commencing from Westlake, at Westlake Boulevard and Townsgate Road, thence on Route 101 (Ventura Freeway) Las Vergines Road, Pacific Coast Highway and over the most appropriate and direct streets and freeways to Los Angeles International Airport main passenger terminal and the hangar line located at or near World Way West.

Route 3 - Port Hueneme

Commencing in Port Hueneme at Channel Islands Boulevard and Ventura Road via south on Ventura Road to Hueneme Road, east on Hueneme Road to Route 1 (Pacific Coast Highway), south on Route 1 to Point Mugu Naval Air Station at Pacific Coast Highway and Las Posas Road.

Route 4 - Point Mugu Naval Air Station.

Commencing at Point Mugu Naval Air Station at Pacific Coast Highway and Las Posas Road, to Route 101 (Ventura Freeway) then via the most direct and appropriate route to Los Angeles International Airport.

Issued by California Public Utilities Commission.

Decision No. 85784, Application No. 56319.

SECTION 2. ROUTE DESCRIPTIONS. (Cont.)

Route 5 - Alternate Route #4 - Point Mugu Naval Air Station

Commencing at Point Mugu Naval Air Station at Pacific Coast Highway and Las Posas Road; via south on Route 1 (Pacific Coast Highway), to Malibu, to Main Street, Santa Monica, to Washington Boulevard, Marina Del Rey, to Lincoln Boulevard, Marina Del Rey, to Sepulveda Boulevard, Inglewood, to Century Boulevard, to World Way, Los Angeles, into the Los Angeles International Airport.

Route 6 - Ventura, Oxnard, Camarillo, Woodland Hills, Thousand Oaks - LAX

Commencing at the City of Ventura thence over the most appropriate streets, highways and freeways to Oxnard, Camarillo, Woodland Hills, Thousand Oaks and to the Los Angeles International Airport.

Issued by California Public Utilities Commission.

Decision No. 85784, Application No. 56319.

Southern Region

INDEX--Contd.

Page
No.

Section 3. ROUTE DESCRIPTIONS

(10)	Los Angeles Territory-Steamship Docks in the Cities of Long Beach and Los Angeles	13
(11)	Los Angeles-Hollywood Territories - Van Nuys Airport	13
(12)	Los Angeles-Hollywood Territories - Palmdale Airport	13
* (13)	Deleted.	
(14)	LAX, Burbank -Ontario Motor Speedway	13

Issued by California Public Utilities Commission.

*Deleted by Decision No. 85784, Application No. 56319.

Southern Region

Section 3. ROUTE DESCRIPTIONS--Contd.

<u>ROUTES</u>	<u>RESTRICTIONS</u> Pasenger and Baggage <u>shall be transported ONLY</u>
(10) Los Angeles Territory- Steamship Docks in the Cities of Long Beach and Los Angeles	Between Los Angeles Territory, on the one hand, and Steamship Docks (excluding Catalina Island Terminals) in the Cities of Los Angeles and Long Beach, on the other hand.
(11) Los Angeles-Hollywood Territories - Van Nuys Airport	Between the Los Angeles-Hollywood Territories, on the one hand, and Van Nuys Airport, on the other hand.
(12) Los Angeles-Hollywood Territories - Palmdale Airport	Between the Los Angeles-Hollywood Territories, on the one hand, and Palmdale Airport, on the other hand.
* (13) Deleted.	
(14) LAX, Burbank - Ontario Motor Speedway	Between LAX and City of Burbank, on the one hand, and Ontario Motor Speedway in Ontario, on the other hand.

LAX = Los Angeles International Airport.

Issued by California Public Utilities Commission.

*Deleted by Decision No. 85784, Application No. 56319.