

Decision 84 02 030

FEB 1 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
Oakland Airport Express for
authority to operate as a passenger
stage carrier between points in
Sonoma and Marin Counties and the
Oakland International Airport.

Application 83-10-25
(Filed October 18, 1983)

O P I N I O N

Galen Luker (applicant), doing business as Oakland Airport Express, requests authority to operate as a passenger stage corporation as defined in Public Utilities (PU) Code § 226 between certain points in Marin and Sonoma Counties, on the one hand, and Oakland International Airport (Oakland), on the other hand.

The points in Marin and Sonoma Counties are located along U. S. Highway 101 at Holiday Inn in Terra Linda (San Rafael), Denny's Restaurant in Novato, Motel 6 in Petaluma, and Los Robles Lodge in Santa Rosa.

In support of his request applicant provides the following information:

Service is proposed on a regularly scheduled, seven-day-per-week basis. Only passengers originating at or destined to Oakland will be transported. A comparable service between these points does not exist at present. Service will be performed with one 1981 19-passenger, and two 1979 15-passenger luxury model, air-conditioned vans.

A financial statement attached to the application indicates applicant's net worth to be \$41,700 as of October 17, 1983.

Copies of the application were served upon the Cities of Novato, Oakland, Petaluma, San Rafael, and Santa Rosa. Notice of filing of the application appeared on the Commission's Daily

Transportation Calendar of October 21, 1983. No objection to granting the request has been received.

Applicant proposes to operate two schedules from Santa Rosa each morning, at 5:00 a.m. and 9:00 a.m., stopping at Petaluma, Novato, and San Rafael and arriving at Oakland at 6:30 a.m. and 11:00 a.m. Return northbound schedules will leave Oakland at 7:00 a.m. and 11:30 a.m. Comparable afternoon schedules will depart Santa Rosa at 2:00 p.m. and 6:30 p.m., and will return from Oakland at 4:00 p.m. and 9:00 p.m.

Fares proposed by applicant are \$16, \$15, \$14, and \$13 between Oakland and Santa Rosa, Petaluma, Novato, and San Rafael, respectively, for adults. Children from 2 to 11 years of age will ride for half fares.

The Transportation Division recommends that the application be granted by ex parte action since no protest has been received and an additional service will be provided to a major northern California airport.

Findings of Fact

1. Applicant has the ability and financial resources to perform its proposed service.
2. Applicant's proposed fares are reasonable.
3. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

Conclusions of Law

1. A certificate of public convenience and necessity should be issued to applicant authorizing operations as a passenger stage corporation between the points described above.
2. There is a present need for the proposed service and the following order should be effective today.

Only the amount paid to the State for operative rights may be used in rate fixing. The State may grant any number of rights, and may cancel or modify these rights at any time.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Galen Luker authorizing him to operate as a passenger stage corporation, as defined in PU Code § 226, between the points and over the routes set forth in Appendix PSC-1326, to transport persons and baggage. ✓

2. Applicant shall:

- a. File a written acceptance of this certificate within 30 days after this order is effective.
- b. Establish the authorized service and file tariffs and timetables within 120 days after this order is effective. ✓
- c. State in his tariffs and timetables when service will start; allow at least 10 days' notice to the Commission; and make timetables and tariffs effective 10 or more days after this order is effective.
- d. Comply with General Orders Series 79, 98, 101, and 104, and the California Highway Patrol safety rules.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.

3. This certificate does not authorize the holder to conduct any operations on the property of or into any airport unless such operation is authorized by both this Commission and the airport authority involved.

4. Applicant is authorized to begin operations on the date that the Executive Director mails a notice to the applicant that it

has evidence of insurance on file with the Commission and that the California Highway Patrol has approved the use of applicant's vehicles for service.

This order is effective today.

Dated FEB 1 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO

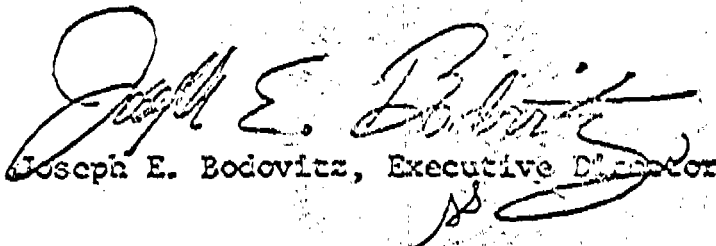
PRISCILLA C. GREW

DONALD VIAL

WILLIAM T. BAGLEY

Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Joseph E. Bodovitz, Executive Director

T/TI/ALJ/ec

Appendix PSC-1326

GALEN LUKER
dba
OAKLAND AIRPORT EXPRESS

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION

PSC-1326

Showing passenger stage operative rights, restrictions,
limitations, exceptions, and privileges.

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 84 02 030, dated FEB 1 1964,
of the Public Utilities Commission of the State of California,
in Application 83-10-25.

Appendix PSC-1326

GALEN LUKER
dba
OAKLAND AIRPORT EXPRESS

Original Page 1

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

Galen Luker, doing business as Oakland Airport Express, 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 between certain points in Marin and Sonoma Counties and Oakland International Airport, subject, however, to the authority of this Commission to change or modify these 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. Service is on a regularly scheduled seven-day per week basis.
- d. Only passengers originating at or destined to Oakland International Airport will be transported.

Issued by California Public Utilities Commission.

Decision 84 02 030, Application 83-10-25.

SECTION II. AUTHORIZED POINTS OF ORIGIN/TERMINATION.

1. Oakland International Airport, Oakland
2. Holiday Inn, 1010 Northgate, San Rafael
3. Denny's Restaurant, 7330 Redwood Blvd. Novato
4. Motel 6, 5135 Old Redwood Highway, Petaluma
5. Los Robles, 925 Edwards Avenue, Santa Rosa

SECTION III. ROUTE DESCRIPTIONS.

Route between Oakland International Airport and
the proposed service areas:

Holiday Inn Marin (1010 Northgate, San Rafael)
Hiway 101, Terra Linda exit.

Denny's Restaurant (7330 Redwood Blvd., Novato)
Hiway 101, De Long exit.

Motel 6 (5135 Old Redwood Highway, Petaluma)
Hiway 101, Penngrove exit.

Los Robles Lodge (925 Edwards Avenue, Santa Rosa)
Highway 101, Steele Lane exit.

Issued by California Public Utilities Commission.

Decision 84 02 030, Application 83-10-25.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Galen Luker, a corporation, authorizing him to operate as a passenger stage corporation, as defined in PU Code § 226, between the points and over the routes set forth in Appendix PSC-1326, to transport persons and baggage.

2. Applicant shall:

a. File a written acceptance of this certificate within 30 days after this order is effective.

authorized service and file tariffs and timetables within 120 days after this order is effective.

c. State in his tariffs and timetables when service will start; allow at least 10 days' notice to the Commission; and make timetables and tariffs effective 10 or more days after this order is effective.

d. Comply with General Orders Series 79, 98, 101, and 104, and the California Highway Patrol safety rules.

e. Maintain accounting records in conformity with the Uniform System of Accounts.

3. This certificate does not authorize the holder to conduct any operations on the property of or into any airport unless such operation is authorized by both this Commission and the airport authority involved.

4. Applicant is authorized to begin operations on the date that the Executive Director mails a notice to the applicant that it