

Decision 84 07 050

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of R. Mitchell Morgan and Richard E. Rhoades, a partnership, dba MASTER SHUTTLE SERVICE, for authority to operate as a passenger stage, between points in Yuba and Sutter and Sacramento and Solano Counties and points in these counties and service between Beale AFB, CA. and Travis AFB, CA.

Application 84-03-03
(Filed March 2, 1984)

O P I N I O N

R. Mitchell Morgan and Richard E. Rhoades, a partnership, (applicants) have applied for a passenger stage certificate to authorize the transportation of passengers and their baggage between points in the Counties of Yuba, Sutter, Sacramento, and Solano, as noted in the five routes described as follows:

- Route 1: Marysville, to Beale AFB,
- Route 2: Marysville, on Highway 65 to Wheatland, to Lincoln, to Roseville, to Mather AFB, Highway 80 to McClellan AFB,
- Route 3: Yuba City, on Highway 99 to Highway 113 to Knights Landing, to Woodland, to Highway 80 to Fairfield, and Travis AFB,
- Route 4: Yuba City, on Highway 99 to I-5, to Sacramento Metro Airport,
- Route 5: Marysville, to Yuba County Airport.

Service will be provided on a reserved-on-call basis, seven days a week, and 24 hours a day, excepting Thanksgiving and Christmas Day. Applicants will operate a 7-passenger 1979 Ford station wagon and 2-1983 Plymouth mini vans. Fares are classified as single,

family, or group; single fares range from \$12.00 to \$20.00; family rates from \$17.00 to \$27.00, and group rates from \$8.00 to \$15.00.

Applicants hold a household goods carrier permit (T-110,608), issued by this Commission on June 4, 1975. Applicants also have authority from the Interstate Commerce Commission to transport U.S. Government shipments in all 50 states. Operating as Master Van and Storage, Inc., applicants have 29 pieces of operating equipment.

Applicants' financial statement dated December 31, 1983 shows partnership assets of \$262,000 and liabilities of \$211,000. Gross income was \$19,000, with a net of \$4,614.35.

Applicants propose an alternative service to that provided by Robert White, doing business as Yuba-Sutter Airporter, who operates out of Yuba City. It is alleged that applicants will provide convenient transportation for military personnel traveling to or from Sacramento Airport or Travis Air Base.

Copies of the application were mailed to 10 political subdivisions, 3 airports, and to Beale, McClellan, Travis, and Mather Air Force Bases. Notice of the filing of the application was included in the Commission's Daily Transportation Calendar of March 6, 1984.

Robert White, doing business as Yuba Sutter Airporter Service, filed a protest on April 18, 1984. The protest must be rejected under the terms of Rule 8.3(b) of the Commission's Rules of Practice and Procedure, as it was filed more than 30 days after notice of the filing of the application appeared in the Commission's Daily Transportation Calendar. There have been no other protests or requests for hearing.

Findings of Fact

1. Applicants propose a passenger service between points in the Counties of Yuba, Sutter, Sacramento, and Solano Counties; and between points in the named counties and Sacramento International Airport, also Mather, McClellan, Beale, and Travis Air Force Bases.

2. Applicants will provide a specialized service for members of the military and their dependants.

3. Public convenience and necessity require that the proposed service be established.

4. Applicants possess the ability, experience, equipment, and financial resources needed to perform this service.

5. This order should be effective on the date signed, since it will authorize applicants to start service during the summer when passenger transportation becomes a daily requirement.

6. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

Conclusion of Law

The application should be granted.

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 the monopoly feature of 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 R. Mitchell Morgan and Richard E. Rhoades, a partnership, authorizing them 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-1341, to transport persons, baggage, and/or express.

2. Applicants 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 their 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.
- f. Remit to the Commission the Transportation Reimbursement Fee required by PU Code § 403 when notified by mail to do so.

3. Prior to initiating service to any airport, the applicants shall notify the airport authority involved. 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. Applicants are authorized to begin operations on the date that the Executive Director mails a notice to the applicants that

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

5. The protest of Robert White, dba Yuba Sutter Airporter Service, is rejected.

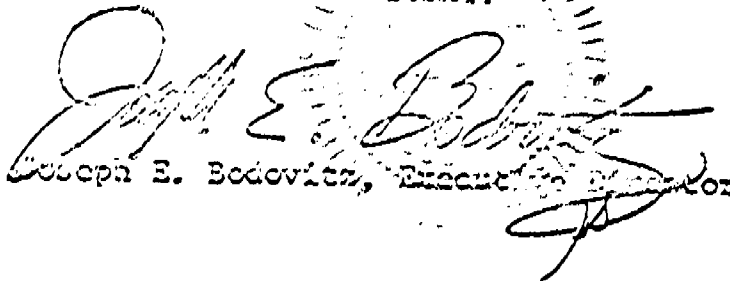
6. The application is granted as set forth above.

This order becomes effective 30 days from today.

Dated JUL 5 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
FRISCILLA C. CREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

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


Joseph E. Bodovick, Executive Director

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION
PSC - 1341

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.

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Issued by California Public Utilities Commission.

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

R. Mitchell and Richard E. Rhoades, a partnership, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers and their baggage between Yuba City or Marysville and points named in Section 3, over and along the routes described in Section 2, subject, however, to the authority of this Commission to change or modify the 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. No passengers shall be transported except those having point of origin and destination at points in Section 3.
- d. Except as separately authorized, two or more routes or portions of separate routes shall not be consolidated or operated in combination with one another.

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SECTION 2. ROUTE DESCRIPTIONS.

Route 1. Marysville - Beale Air Force Base

Beginning within the city limits of Marysville and by the appropriate streets and highways, State Highway 70, and North Beale Road to Beale Air Force Base.

Route 2. Marysville - Mather Air Force Base & McClellan Air Force Base

Beginning within the city limits of Marysville and by the appropriate streets and highways, State Highway 70, State Highway 65, Interstate Highway 80, Watt Avenue, and Palm Avenue (A Street) to Mather Air Force Base then by A Street (Palm Avenue), Watt Avenue, U.S. Highway 50, and Mather Field Road to Mather Air Force Base.

Route 3. Yuba City - Travis Air Force Base

Beginning within the city limits of Yuba City and by the appropriate streets and highways, State Highway 99, State Highway 113, Interstate Highway 80, North Texas Street, and Air Base Parkway to Travis Air Force Base.

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SECTION 2. ROUTE DESCRIPTIONS (Continued)

Route 4. Yuba City - Sacramento Metropolitan Airport

Beginning within the city limits of Yuba City and by the appropriate streets and highways, State Highway 99, State Highway 70, Interstate Highway 80 and the airport access road to Sacramento Metropolitan Airport.

Route 5. Marysville - Yuba County Airport

Beginning within the city limits of Marysville and by the appropriate streets and highway, State Highway 70, Feather River Boulevard, Arboga Road, and Sky Harbor Drive to the Yuba County Airport.

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SECTION 3. PICK-UP/DESTINATION LOCATIONS.

Route 1.

Marysville
Beale Air Force Base

Route 2.

Marysville
Wheatland
Mather Air Force Base
McClellan Air Force Base

Route 3.

Yuba City
Travis Air Force Base

Route 4.

Yuba City
Sacramento Metropolitan Airport

Route 5.

Marysville
Yuba County Airport