

Decision 84 OS 110

AUG 1 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Application of United Shuttle
Systems, Inc., PSC-1248, to extend
its authority to operate as a
passenger and baggage stage.

Application 84-04-030
(Filed April 5, 1984)

O P I N I O N

United Shuttle Systems, Inc. (applicant) is a California corporation, with its principal place of business in Modesto, California. A certified copy of its Articles of Incorporation was filed with the Commission in May 1982 as part of Application (A.) 82-05-36.

Applicant is requesting that a new certificate of public convenience and necessity as a passenger stage corporation be granted to extend applicant's present authority to include operations between certain points in the Counties of Merced, Stanislaus, and San Joaquin, on the one hand, and the Sacramento Metropolitan Airport, on the other hand.

Applicant's operating authority was granted by Decision 82-09-072 dated September 22, 1982 in A.82-05-36, which authorizes the transportation of passengers and their baggage between San Francisco International Airport (SFO), on the one hand, and points within the city limits of Modesto, Turlock, Lodi, Stockton, Manteca, Tracy, Merced, Atwater, Livermore, Pleasanton, and Dublin, on the other hand. This authority provides that applicant must provide a minimum of two round trips over each route per day, and that all passengers must have either their origin or destination at SFO. Additional service may be provided on an on-call basis.

The proposed service will be a regularly scheduled, on-call service, to be provided six days a week. Only passengers

originating at or destined to the Sacramento Metropolitan Airport will be transported. The buses will stop at a designated point in Lodi, Stockton, Modesto, and Merced. Adult fares vary from \$12 out of Lodi to \$23 from Merced. Children's fares (ages 2 to 12) between the same points are \$12 and \$18. Each passenger will be allowed to carry two suitcases without extra charge. One morning and afternoon round trip is proposed; passengers with reservations will have first choice of available seats. A 1982 and a 1983 21-passenger Falcon bus will provide transportation for the passengers. ✓

A financial statement dated December 31, 1983 shows assets of \$45,794 and liabilities of \$13,112. The report shows that assets have increased substantially since the end of 1982 and that liabilities have decreased from \$32,479 in 1982 to the total above at the end of 1983.

Applicant has listed 11 travel agents who support its application. Six are from Stockton, and five from Lodi. These agents have advised that 60% to 70% of their customers fly out of the Sacramento Airport and need transportation. Applicant alleges that the service proposed is noncontroversial and not in conflict with any existing service certificated by the Commission. ✓

Applicant has requested that it be authorized to initiate service without delay since the need is most evident from June through September. ✓

Copies of the application were mailed to eight political subdivisions and to the Sacramento Metropolitan Airport. Notice of the filing of the application was included in the Commission's Daily Transportation Calendar on April 11, 1984. There have been no protests or requests for hearing.

Findings of Fact

1. Applicant proposes to provide a passenger stage service between the Sacramento Metropolitan Airport and points in Merced, Stanislaus, and San Joaquin Counties.
2. Public convenience and necessity require that the proposed service be established.
3. Applicant possesses the ability, experience, equipment, and financial resources needed to perform this service.
4. This order should be effective on the date signed so that applicant's service will be available when it is most needed.
5. All of applicant's operating authority should be combined in a new in-lieu certificate.
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 United Shuttle Systems, Inc., a corporation, authorizing it 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-1248, to transport passengers 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 its 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, applicant 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. Applicant is authorized to begin operations on the date that the Executive Director mails a notice to 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.

5. The certificate of public convenience and necessity granted in paragraph 1 shall supersede that granted by Decision

82-09-072. That certificate is revoked on the effective date of the tariff filings required by paragraph 2.b.

6. This application is granted as set forth above.

This order becomes effective 30 days from today.

Dated AUG 1 1984, at San Francisco, California.

Commissioner Patricia C. Grew,
being necessarily absent, did
not participate.

Commissioner William T. Bagley
being necessarily absent, did
not participate.

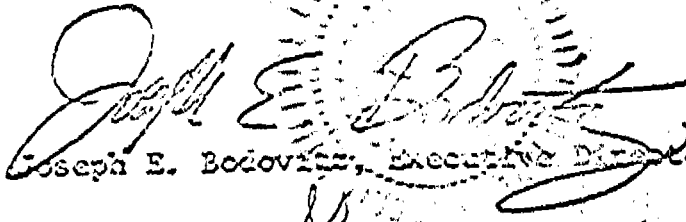
LEONARD M. GRIMES, JR.
President

VICTOR CALVO

DONALD VIAL

Commissioners

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


Joseph E. Bodovitz, Executive Director

Appendix PSC-1248 UNITED SHUTTLE SYSTEMS, INC. Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION
PSC-1248

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

Supersedes authority granted by Decision 82-09-072
dated September 22, 1982 in Application 82-05-36.

Issued under authority of Decision 84 08 110 dated AUG 1 1984,
of the Public Utilities Commission of the State of California, in
Application 84-04-030.

Appendix PSC-1248 UNITED SHUTTLE SYSTEMS, INC. Original Page 1

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

United Shuttle Systems, Inc., by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to operate as a passenger stage corporation to transport passengers and their baggage, between the points described in Section 2, subject, however, to the authority of this Commission to change or modify this authority at any time and subject to the following provisions:

- a. Applicant shall provide at least 2 round trips on routes 1-5(daily) and on route 6(six days per week). Additional trips may be provided on an on-call basis. Applicant may cancel a trip on route 6 provided it has not received an advance reservation 24 hours in advance.
- b. The term "on-call" as used refers to service which is authorized to be rendered dependent on the demands of passengers. Tariffs and timetables shall show the conditions under which on-call service will be rendered.
- c. All transportation of passengers shall originate at and shall be destined to the service points specified in Section 2.
- d. When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.
- e. On routes 1 thru 5 only passengers originating at or destined to San Francisco International Airport (SFO) shall be carried.
- f. On route 6 only passengers originating at or destined to Sacramento Metropolitan Airport (SMF) shall be carried.

Issued by Public Utilities Commission.

Decision 84 CS 210, Application 84-04-030.

SECTION 2. ROUTE DESCRIPTIONS.

Route 1 - Turlock - Modesto - SFO

Commencing with service points at the following locations:

Garden Motel, 1999 N. Frontage Rd, Turlock
Holiday Inn, 1612 Sisk Rd, Modesto

Then via the most appropriate streets and highways to the San Francisco International Airport (SFO).

Route 2 - Lodi - Stockton - SFO

Commencing with service points at the following locations:

Royal Host Inn, 710 S. Cherokee Ln, Lodi
Stockton Hilton, 2323 Grand Canal Blvd, Stockton

Then via the most appropriate streets and highways to the San Francisco International Airport (SFO).

SECTION 2. ROUTE DESCRIPTIONS.(Continued)

Route 3 - Manteca - Tracy - SFO

Commencing with service points at the following locations:

Brawley's Restaurant and Lounge, 1405 E.
Yosemite Avenue, Manteca
Tracy Inn, 24 West 11th St., Tracy

Then via the most appropriate streets and highways to the San Francisco International Airport (SFO).

Route 4 - Merced - Atwater - SFO

Commencing with service points at the following locations:

Pine Cone Inn, Highway 99 & R St, Merced
J-D Coffee Shop, Frontage Rd, Atwater

Then via the most appropriate streets and highways to the San Francisco International Airport.

SECTION 2. ROUTE DESCRIPTIONS. (Continued)

Route 5 - Livermore - Pleasanton - Dublin-SFO

Commencing with service points at the following locations:

Holiday Inn, Hwy I-580 & Los Flores Rd, Livermore
Hungry Hunter Restaurant, 5104 Hopyard Rd, Pleasanton
Howard Johnson Motel, 6680 Regional, Dublin

Then via the most appropriate streets and highways to the San Francisco International Airport (SFO).

Route 6 - Merced - Stockton - Lodi - SMF

Commencing with service points at the following locations:

Pine Cone Inn, Highway 99 & R Street, Merced
Holiday Inn, Highway 99 & Sisk Rd, Modesto
Ramada Inn, March Lane & El Dorado St, Stockton
Vineyard Shopping Center, Highway I-5 and County Road J3, Lodi

Then via the most appropriate streets and highways to Sacramento Metropolitan Airport (SMF).

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