

ALJ/emk/ra

Decision 84 09 107

SEP 19 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
 of Newport Beach Rentals/Tours,)
 Inc., dba Air-Cruises-Tours Shuttle,)
 for authority to operate as a)
 passenger stage corporation between)
 points in Orange County and the)
 Ontario International Airport.)

Application 84-06-059
 (Filed June 20, 1984)

O P I N I O N

Applicant Newport Beach Rentals/Tours, Inc., a California corporation, requests a certificate of public convenience and necessity to establish and operate a passenger stage service between points in Orange County, on the one hand, and the Ontario International Airport (ONT), on the other hand.

Notice of the filing of the application appeared in the Commission's Daily Calendar of June 22, 1984. No protests to the application have been received.

Applicant presently operates a travel agency and tour company as well as a rental agency of recreational vehicles in Orange County. Applicant operates on-call and U-drive services utilizing ambulettes, motor showrooms, motor homes, motor offices, and a 1930 Model A Ford. Applicant proposes to perform a regularly scheduled service on a six-day per week basis, operating two nonstop round trips daily from its terminal in Costa Mesa to ONT and return. Only passengers originating at or destined to ONT will be carried. Proposed one-way fares are \$14.50 for adults and \$7.25 for children six years to twelve years old.

Applicant alleges that public convenience and necessity require the granting of this application for the following reasons:

1. Applicant's proposed service is different and distinct from any public transportation system currently being offered to the public in the proposed area.
2. To applicant's knowledge, no other passenger stage corporation presently exists to provide a similar service.
3. Applicant intends to provide transportation to persons who wish to leave from the relaxed and comfortable environment of Orange County on a scheduled basis at a reasonable cost.
4. By offering dependable, uncrowded luxury service at reasonable prices, applicant hopes to encourage local residents to use the less hectic environment of ONT rather than John Wayne Airport (SNA), in Orange County, thus reducing flight congestion and noise problems at SNA.

Applicant intends to use a 6-passenger 1984 Toyota van wagon and a 12-passenger 1984 Suncrest converted motor home in its proposed operations. Applicant alleges that both of the vehicles are covered by liability insurance in an amount that exceeds the minimum required under the Commission's General Order 101-C.

Financial information contained in the application reflects that as of December 21, 1982 applicant had total assets of \$71,289.83 and total liabilities of \$50,289.00. The personal financial statements of the two principal officers of the corporation show a combined net worth of \$831,000 as of June 15, 1984.

Findings of Fact

1. Applicant has the ability, experience, and financial resources to perform the proposed service.
2. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.
3. A public hearing is not necessary.

Conclusions of Law

1. Public convenience and necessity have been demonstrated and a certificate should be granted.
2. The effective date of this order should be the date of signature in order that applicant may begin operations of a needed service as soon as possible.

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 Newport Beach Rentals/Tours, Inc., authorizing it to operate as a passenger stage corporation, as defined in PU Code Section 226, between the points and over the routes set forth in Appendix PSC-1364, 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 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 Section 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 application is granted as set forth above.

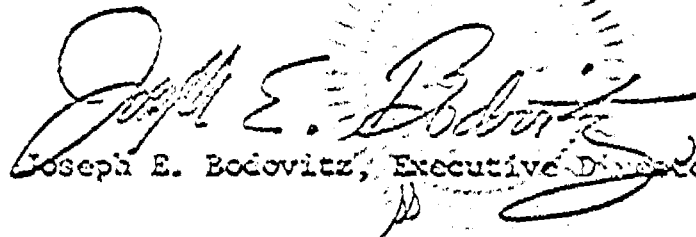
This order is effective today.

Dated SEP 19 1984, at San Francisco, California.

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

VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
Commissioners

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


Joseph E. Bodovitz, Executive Director

Appendix PSC-1364 NEWPORT BEACH RENTAL/TOURS, INC. Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION

PSC - 1364

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 09 107, dated SEP 19 1984,
of the Public Utilities Commission of the State of California in
Application 84-06-059.

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

Newport Beach Rental/Tours, Inc., 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 Costa Mesa and Ontario International Airport (ONT), over and along the routes described, 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 or destination at ONT.
- d. 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.
- e. No passenger shall be boarded or discharged except at the service points authorized in Section 2.

Issued by California Public Utilities Commission.

Decision 84 09 107, Application 84-06-059.

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SECTION 2. ROUTE DESCRIPTION.

Route 1. Costa Mesa - Ontario International Airport

Beginning at 2156 Newport Boulevard, Costa Mesa (service point), then over and along the most convenient streets and highways to Ontario International Airport (service point).

Issued by California Public Utilities Commission.

Decision 84 GS 107, Application 84-06-059.