

ORIGINAL

Decision 84 11 119

NOV 21 1984

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 HANSEN MEDICAL ENTERPRISES, INC., a
 California Corporation doing business
 as San Clemente-Camp Pendleton
 Transit, to transfer and sell a
 Certificate of Public Convenience
 and Necessity and PINETREE SERVICE
 CORPORATION, a California Corporation
 to acquire, and increase fares
 pursuant to sections 454 and 851
 et seq., of the California Public
 Utilities Code.

Application 84-06-067
(Filed June 21, 1984)

O P I N I O N

By this joint application Hansen Medical Enterprises, Inc. (seller), a California corporation doing business as San Clemente-Camp Pendleton Transit, seeks authority under Public Utilities Code § 851 et seq. to transfer a certificate of public convenience and necessity (CPCN) to Pinetree Service Corporation (buyer), a corporation.

Seller holds authority (PSC-950) to operate as a passenger stage corporation to transport passengers and their baggage between camps in the Camp Pendleton Marine Base, on the one hand, and the City of San Clemente and Disneyland in the City of Anaheim, on the other hand. Service has been provided since acquisition of the subject CPCN by Decision (D.) 82-08-050 on August 4, 1982.

Buyer holds Class A Charter-Party authority (TCP-88A) and a passenger stage certificate (PSC-1152) authorizing transportation service between Bakersfield, San Diego, and Palm Springs, on the one hand, and Los Angeles International Airport, on the other hand. Round-trip per capita service is also authorized between Santa Anita and Hollywood Park racetracks and most large hotels in Orange and Los Angeles counties.

The application states buyer is well established with experience as a passenger stage operator since 1971. The financial statement attached to the application as Exhibit A shows buyer with assets of \$5,955,342 and shareholders equity of \$2,143,783. The application states buyer is ready, willing, and able to continue to provide service to the public in compliance with the CPCN.

The fares authorized in 1982 were adopted by seller and are still currently in effect. Increased expenses since 1981 have resulted in higher overall operating costs. Accordingly, buyer proposes to: (1) discontinue the present round-trip fare of \$9.00 between Disneyland/Anaheim and Camp Pendleton, (2) continue the existing one-way fare of \$1.00 from any point in the Marine Reservation of Camp Pendleton to the City of San Clemente, and (3) increase the current \$5.00 one-way fare between Camp Pendleton and Anaheim/Disneyland to \$6.00. Existing timetables would be adopted upon authorization of this transfer by the Commission.

The application appeared on the Commission's Daily Transportation Calendar on June 26, 1984. No protests to the transfer or proposed changes have been received. A public hearing is not necessary.

Findings of Fact

1. No protest to the proposed transfer or fare increase has been received.
2. The proposed one-way fare of \$6.00 between the Marine Reservation of Camp Pendleton and Anaheim/Disneyland is reasonable and justified.
3. The proposed transfer is in the public interest. A public hearing is not necessary.

Conclusions of Law

1. The proposed fare increase should be authorized.
2. The proposed transfer is in the public interest and should be authorized. A public hearing is not necessary.

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. By January 15, 1985, Hansen Medical Enterprises, Inc., may sell and transfer the operative rights specified in the application to Pinetree Service Corporation.

2. Purchaser shall:

- a. File with the Transportation Division written acceptance of the certificate and a copy of the bill of sale or other transfer document within 30 days after transfer.
- b. Amend or reissue seller's tariffs and timetables, state in them when the service will start, make them effective 10 or more days after this order is effective, and allow at least 10 days' notice to the Commission.
- c. Comply with General Orders Series 79, 98, 101, and 104, and the California Highway Patrol safety rules.
- d. File an annual report of seller's operations for the period from the first day of the current year to the date of transfer.
- 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. If the transfer is completed, on the effective date of the tariffs a certificate of public convenience and necessity is granted to Pinetree Service Corporation, 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-1152 to transport persons, baggage, and/or express.

4. The certificate of public convenience and necessity granted by Decision 82-08-050 is revoked on the effective date of the tariffs. ✓

5. Pinetree Service Corporation may increase fares as proposed in the application. Tariffs shall be filed not earlier than the effective date of this order. They may go into effect five days or more after the effective date of this order on not less than five days' notice to the Commission and to the public.

6. The authority to increase fares shall expire unless exercised within 90 days after the effective date of this order.

7. In addition to posting and filing tariffs, applicant shall post a printed explanation of its fares in its buses and terminals. The notice shall be posted at least five days before the effective date of the fare changes and shall remain posted for at least 30 days.

8. The application is granted as set forth above.

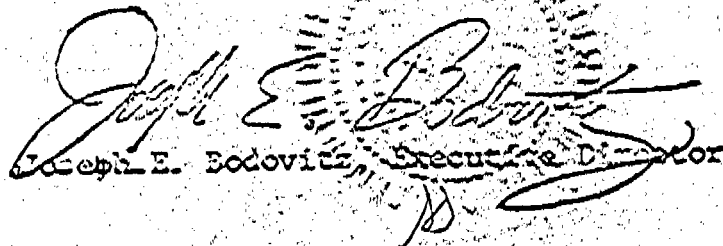
This order becomes effective 30 days from today.

Dated November 21, 1984, at San Francisco, California.

PRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

Commissioner Victor Calvo,
being necessarily absent, did
not participate.

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


Joseph E. Bodovitz, Executive Director

T/bcy

Appendix PSC-1152

PINETREE SERVICE
CORPORATION, INC.

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
TO OPERATE AS
A PASSENGER STAGE CORPORATION

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.

This certificate supersedes all operating authority as a Passenger
Stage Corporation heretofore granted to Pinetree Service Corporation.

Issued under authority of Decision 84 11 119,
dated NOV 21 1984 of the Public Utilities Commission of
the State of California, in Application 84-06-067.

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Issued by California Public Utilities Commission.

Decision 84 11 119 ; Application 84-06-067.

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

Pinetree Service Corporation, Inc., by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to operate on-call passenger transportation service between points in Los Angeles and Orange Counties, on the one hand, and Santa Anita Race Track, Hollywood Park, and Dodger Stadium, on the other hand, and daily scheduled passenger service and shipment of small packages, not to exceed 50 pounds in weight each, between San Diego International Airport (SAN) and Los Angeles International Airport (LAX), and between Bakersfield and LAX, and between Palm Desert/Palm Springs and LAX, and *between certain camps in Camp Pendleton, on the one hand, and San Clemente, and Disneyland (Anaheim), on the other hand, over and along the routes described, subject, however, to the authority of this Commission to change or modify these routes at any time and subject to the following provisions:

- a. All "on-call" services authorized shall be limited to the transportation of round-trip passengers only.

Issued by California Public Utilities Commission.

*Added by Decision 84 11 119, Application 84-06-067.

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

- b. The term on-call as used refers to service which is authorized to be rendered dependent on the demands of passengers. The tariffs and timetables shall show the conditions under which each authorized on-call service will be rendered.
- c. When route descriptions are given in one direction they apply to operation in either direction unless otherwise indicated.
- 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 the airport authority involved.
- *e. 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.
- *f. On Routes 7, 8, and 9, all passengers originating at or destined to the City of San Clemente shall originate at or be destined to Camp San Onofre, Camp Horno, Camp San Mateo, Camp Talega, or Camp Christianitos.
- *g. On Routes 7, 8, and 9, all passengers originating at or destined to Disneyland, City of Anaheim, shall be destined to or originate at Camp San Onofre, Camp Horno, Camp San Mateo, Camp Talega, or Camp Christianitos. Such service shall be operated on an "on-call" basis, subject to a minimum of 12 passengers.

Issued by California Public Utilities Commission.

*Added by Decision 84 11 119, Application 84-06-067.

SECTION 2. AUTHORIZED POINTS OF ORIGIN/TERMINATION.

All transportation services on Routes 1, 2, and 3 shall be operated on-call and shall originate and terminate at one or more of the following locations:

LOS ANGELES COUNTY

Downtown Los Angeles Area

Biltmore Hotel
Bonaventure Hotel
Hyatt Regency
Los Angeles Hilton
New Otani Hotel
Los Angeles Convention Center
Hotel Figueroa

Mid-Wilshire Area

Ambassador Hotel
Hyatt Wilshire
Sheraton Townhouse
Hollywood Roosevelt Hotel

Beverly Hills-Century City Area

Beverly Hills Hotel
Beverly Wilshire Hotel
Beverly Hilton Hotel
Century Plaza Hotel
Beverly Hills Ramada Inn

Los Angeles Airport Area

Airport Marina Hotel
Hyatt Airport
Marriott Airport
Sheraton Plaza La Reina
Travelodge L.A. Airport

ORANGE COUNTY

Disneyland Hotel
Grand Hotel
Marriott Anaheim
Anaheim Convention Center

SECTION 3. ROUTE DESCRIPTIONS.

Route 1. Santa Anita-Oak Tree

Commencing from pickup points in Los Angeles and Orange Counties as described in Section 2, then over the most appropriate and convenient routes to Santa Anita Race Track in Arcadia, and return to points of origin.

Route 2. Hollywood Park

Commencing from pickup points in Los Angeles and Orange Counties as described in Section 2, then over the most appropriate and convenient routes to Hollywood Park in Inglewood, and return to points of origin.

Route 3. Dodger Stadium

Commencing from pickup points in Los Angeles County as described in Section 2, then over the most appropriate and convenient routes to Dodger Stadium in Los Angeles, and return to points of origin.

Route 4. SAN to LAX

Service will originate and terminate at SAN and LAX with en route stops in Carlsbad at Hadley's Fruit Orchard, 6115 Paseo del Norte, and in San Clemente at A Bit of History Museum, 3801 S. El Camino Real. No local passengers between Carlsbad and San Clemente will be carried.

Route 5. Bakersfield to LAX

Service will originate at the Bakersfield Inn, 1101 Union Avenue, Bakersfield, then via the most convenient and appropriate routes and highways to LAX.

Issued by California Public Utilities Commission.

Decision 84 11 119, Application 84-06-067.

SECTION 3. ROUTE DESCRIPTIONS. (Continued)

Route 6. Palm Desert/Palm Springs to LAX

Service will originate and terminate at the Granada Royale Homotel on Highway 111 in Palm Desert and LAX with intermediate en route stops in Palm Springs at the 7 Springs Hotel, East Palm Canyon Drive, at the San Bernardino Hilton Hotel, 285 E. Hospitality Lane, San Bernardino, and at the Ontario International Airport (ONT).

*Route 7. Camp San Onofre - Camp Horno

Commencing at applicant's terminal in San Clemente; then via El Camino Real (U.S. Highway 101), Santa Ana Freeway, Basilone Road, to the Camp San Onofre gate.

*Route 8. Camp San Mateo - Camp Christianitos - Camp Talega

Commencing at applicant's terminal in San Clemente; then via El Camino Real (U.S. Highway 101) to the Camp San Mateo gate.

*Route 9. Camp San Onofre, Horno, San Mateo, Talega, or Christianitos - Disneyland (Anaheim)

Commencing at gates to Camps San Onofre, Horno, San Mateo, Talega, or Christianitos; then via Interstate Highway 5 (San Diego Freeway and Santa Ana Freeway), Katella Avenue, Anaheim, and West Street to Disneyland.

Issued by California Public Utilities Commission.

*Added by Decision 84 11.119, Application 84-06-067.

operate as a passenger stage corporation, as defined in PU Code § 226, between the points and over the routes set forth in Appendix PSC-1152 to transport persons, baggage, and/or express.

4. The certificate of public convenience and necessity granted by Decision 82-04-074 is revoked on the effective date of the tariffs.

5. Pinetree Service Corporation may increase fares as proposed in the application. Tariffs shall be filed not earlier than the effective date of this order. They may go into effect five days or more after the effective date of this order on not less than five days' notice to the Commission and to the public.

6. The authority to increase fares shall expire unless exercised within 90 days after the effective date of this order.

7. In addition to posting and filing tariffs, applicant shall post a printed explanation of its fares in its buses and terminals. The notice shall be posted at least five days before the effective date of the fare changes and shall remain posted for at least 30 days.

8. The application is granted as set forth above.

This order becomes effective 30 days from today.

Dated NOV 21 1984, at San Francisco, California.

FRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

Commissioner Victor Calvo,
being necessarily absent, did
not participate