

Decision 87 10 079

OCT 28 1987

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 Lynn Bartsch, an individual, doing)
 business as Golden West Charter)
 Lines, for a certificate of public)
 convenience and necessity to provide)
 an on-call/terminal airport access)
 service between Ontario International)
 Airport, on the one hand, and various)
 communities in the San Bernardino)
 and Riverside Counties, on the other)
 hand, and interlining with other)
 carriers to Los Angeles International)
 Airport.)

Application 87-07-035
(Filed July 22, 1987)

OPINION

Lynn Bartsch, an individual doing business as Golden West Charter Lines, seeks authority under Public Utilities (PU) Code Section 1031 to operate as a on-call passenger stage corporation, as defined in PU Code Section 226, between points in San Bernardino and Riverside Counties, on the one hand, and the Ontario International Airport, on the other hand, and interlining with other carriers to the Los Angeles International Airport.

In support of his request, applicant provides the following information:

Applicant currently holds a Class "A" certificate to operate as a charter-party carrier of passengers, being Certificate No. TCP-24-A. Additionally, applicant holds authority from the Interstate Commerce Commission, being Certificate No. MC-170557.

A balance sheet and income statement attached to the application show that applicant has the financial ability to perform the proposed service.

Notice of the filing of the application appeared on the Commission's Daily Transportation Calendar of July 29, 1987. No protests have been received, and a public hearing is not required.

The Commission's Transportation Division recommends ex parte treatment of this matter in the absence of protests.

Findings of Fact

1. Applicant has the ability and financial resources to perform the proposed service.
2. No protest to the application has been received from any public transit operator serving the territory applicant proposes to serve.
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. The application should be granted as set forth in the following order.
2. Since there are no protests, the order should become effective on the date that it is signed.

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.

ORDER

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Lynn Bartsch 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-1450, 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 180 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.
- 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 authority involved.

4. Applicant is authorized to begin operations on the date that the Executive Director mails a notice to applicant that he 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 OCT 28 1987, at San Francisco, California.

STANLEY W. HULETT
President

DONALD VIAL

FREDERICK R. DUDA

G. MITCHELL WILK

JOHN B. OHANIAN

Commissioners

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



Victor Weissor, Executive Director

AS

T/TS/yyo

Appendix PSC-1450

LYNN BARTSCH

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION
PSC-1450

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 87 10 079, dated OCT 28 1987
of the Public Utilities Commission of the State of California, in
Application 87-07-035.

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

Lynn Bartsch, an individual, by the certificate of public 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, baggage, and express between points in the Riverside Service Territory, in the Corona-Norco Service Territory, in the Perris-Hemit-Lake Elsinore-San Jacinto Service Territory, in the Moreno Valley Service Territory, in the Rialto Service Territory, in the Colton-Grand Terrace Service Territory, in the San Bernardino Service Territory, in the Redlands-Loma Linda-Yucaipa Service Territory, and in the Fontana Service Territory, on the one hand, and Ontario International Airport (ONT), on the other hand, where it may interline with another passenger stage corporation which transports passengers to Los Angeles International Airport (LAX), subject, however, to the authority of this Commission to change or modify this authority at any time and subject to the following provisions:

- a. All transportation of passengers shall originate at and shall be destined to the service territories and service points specified in Section 2.

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Decision 87 10 079, Application 87-07-035.

- SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS, AND SPECIFICATIONS. (Continued)
- b. When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.
 - c. This certificate does not authorize the holder to conduct any operations on the property of or into any airport unless such operations are authorized by both this Commission and the airport authority involved.

SECTION 2. ROUTE DESCRIPTIONS.

Route 1: Riverside/ONT

- a. Commencing at any point in the Riverside Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).
- b. Commencing at designated pickup points in the Riverside Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).

Route 2: Corona-Norco/ONT

- a. Commencing at any point in the Corona-Norco Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).
- b. Commencing at designated pickup points in the Corona-Norco Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).

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SECTION 2. ROUTE DESCRIPTIONS. (Continued)

Route 3: Perris-Hemet-Lake Elsinore-San Jacinto/ONT

- a. Commencing at any point in the Perris-Hemet-Lake Elsinore-San Jacinto Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).
- b. Commencing at designated pickup points in the Perris-Hemet-Lake Elsinore-San Jacinto Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).

Route 4: Moreno Valley/ONT

- a. Commencing at any point in the Moreno Valley Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).
- b. Commencing at designated pickup points in the Moreno Valley Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).

Route 5: Rialto/ONT

- a. Commencing at any point in the Rialto Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).
- b. Commencing at designated pickup points in the Rialto Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).

SECTION 2. ROUTE DESCRIPTIONS. (Continued)

Route 6: Colton-Grand Terrace/ONT

- a. Commencing at any point in the Colton-Grand Terrace Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).
- b. Commencing at designated pickup points in the Colton-Grand Terrace Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).

Route 7: San Bernardino/ONT

- a. Commencing at any point in the San Bernardino Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).
- b. Commencing at designated pickup points in the San Bernardino Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).

Route 8: Redlands-Loma Linda-Yucaipa/ONT

- a. Commencing at any point in the Redlands-Loma Linda-Yucaipa Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).
- b. Commencing at designated pickup points in the Redlands-Loma Linda-Yucaipa Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).

Route 9: Fontana/ONT

- a. Commencing at any point in the Fontana Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).

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SECTION 2. ROUTE DESCRIPTIONS. (Continued)

- b. Commencing at designated pickup points in the Fontana Service Territory, then via the most appropriate streets and highways to Ontario International Airport (ONT).

SECTION 3. SERVICE TERRITORY DESCRIPTIONS.

1. Riverside Service Territory - That portion of the City of Riverside and the County of Riverside bounded by the following demarcations and streets (and by the straight line extension of those streets where necessary): on the north by the Riverside County Line and by Pigeon Pass Road; on the east by the Moreno Valley City Limits and the Perris City Limits; on the south by Cajalco Expressway; and on the west by the Corona Freeway (Interstate 15), by the Corona City Limits, by Norco City Limits, by an imaginary straight line north from the Norco City Limits at the Santa Ana River to Etiwanda Avenue, and by Etiwanda Avenue north to the San Bernardino County Line.
2. Corona-Norco Service Territory - That portion of the City of Corona, the City of Norco, and the County of Riverside bounded by the following demarcations and streets (and by the straight line extension of those streets where necessary): on the north by the San Bernardino County Line; on the east by Etiwanda Avenue to its end and then by an imaginary straight line south to join the Norco City Limits, to include the unincorporated areas of Riverside County to a point as far south as the intersection of the Corona Freeway (Interstate 15) and State Street, and by the Corona Freeway (Interstate 15); on the south by the Lake Elsinore City Limits; and on the west by the boundary of the Cleveland National Forest, by the Orange County Line, and by the San Bernardino County Line.
3. Perris-Hemet-Lake Elsinore-San Jacinto Service Territory - That portion of the City of Perris, the City of Hemet, the City of Lake Elsinore, the City of San Jacinto, and the County of Riverside bounded by the following demarcations and streets (and by the straight line extension of those streets where necessary): on the north by the Moreno Valley City Limits, by Gilman Springs Road, by the easternmost boundary of the City Limits of the City of San Jacinto, by Soboba Road, again by the easternmost

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SECTION 3. SERVICE TERRITORY DESCRIPTIONS. (Continued)

boundary of the City Limits of the City of San Jacinto, and by the San Jacinto River; on the east by the boundary of the San Bernardino National Forest; on the south by Red Mountain Road, by Stanley Road, by Sage Road, by East Benton Road, by Warren Road, by Borel Road, by Washington Street, by Auld Road, by Briggs Road, by Scott Road, by Bundy Canyon Road, by the Corona Freeway (Interstate 15), by Baxter Road, by Central Avenue, by Grand Avenue, by Truck Terrace, and by the boundary of the San Bernardino National Forest; and on the west by the boundary of the Cleveland National Forest, by the northernmost boundary of the City Limits of the City of Lake Elsinore, by the Corona Freeway (Interstate 15), by Cajalco Expressway, and by the westernmost boundary of the City Limits of the City of Perris.

4. Moreno Valley Service Territory - Any point within the Corporate Limits of the City of Moreno Valley.
5. Rialto Service Territory - Any point within the Corporate Limits of the City of Rialto.
6. Colton Grand Terrace Service Territory - Any point within the Corporate Limits of the City of Colton or the City of Grand Terrace, and any point in the unincorporated areas of Riverside County which are surrounded by the City Limits of either or both cities.
7. San Bernardino Service Territory - That portion of the City of San Bernardino and the County of San Bernardino bounded by the following demarcations and roads: on the north by the San Bernardino Forest area beyond the boundary of the northernmost City Limits of the City of San Bernardino; on the east by the San Bernardino National Forest boundary; on the south by the Santa Ana River; and on the west by the Colton City Limits, by the Rialto City Limits, by the Devore Freeway (Interstate 15), and by the Barstow Freeway (Interstate 215).
8. Redlands-Loma Linda-Yucaipa Service Territory - That portion of the City of Redlands, the City of Loma Linda, and the County of San Bernardino bounded by the following demarcations and streets (and by the straight line extension of those streets where necessary): on the north by the Santa Ana River and by the San

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SECTION 3. SERVICE TERRITORY DESCRIPTIONS. (Continued)

Bernardino National Forest boundary; on the east by the San Bernardino National Forest boundary and by the Riverside County Line; on the south by the Riverside County Line, by San Timoteo Canyon Road, by Redlands Boulevard, by the Moreno Valley City Limits, by Pigeon Pass Road, and again by the Riverside County Line; and on the west by the Colton City Limits.

9. Fontana Service Territory - That portion of the City of Fontana, the City of Rancho Cucamonga, and the County of San Bernardino that is bounded by the following demarcations and streets (and by the straight line extension of those streets where necessary): on the north by 24th Street (Summit Avenue) and by the northernmost boundary of the City Limits of the City of Fontana; on the east by the City Limits of the City of Rialto and by Agua Mansa Road; on the south by El Rivino Road and by the Riverside County Line; and on the west by Etiwanda Avenue.