

ALJ/EGF/fs

Decision 87 12 037 DEC 9 1987**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of J. Morris and Sons, )  
 Inc. DBA: Gold Dust Airport )  
 Shuttle. Formal application to )  
 broaden current service area on a )  
 24 hour on-call basis with door to )  
 door service, 7 days per week, )  
 365 days per year. )

Application 87-07-012  
 (Filed July 10, 1987;  
 amended September 11, 1987)

OPINION

Applicant J. Morris and Sons, Inc., dba Gold Dust Airport Shuttle, was incorporated in California on October 9, 1984. A copy of its Articles of Incorporation is attached to the amended pleading filed on September 11, 1987. On May 13, 1987 (Decision (D.) 87-05-015 dated May 13, 1987 in Application (A.) 87-01-015), applicant was authorized to institute and maintain an on-call, 24-hour day, 7-day week passenger stage service between the Sacramento Metropolitan Airport and the nearby communities of Rancho Cordova, including Mather Air Force Base, Carmichael, Fair Oaks, Citrus Heights, Crestview, and North Highlands, including McClellan Air Force Base. Passengers are transported in vans, with all seats reserved in advance.

Applicant has applied to extend service to nine communities in El Dorado County, with one-way fares ranging from \$35 to \$65; to nine communities in Placer County, at fares from \$18 to \$40; to 11 communities in Yolo County, with fares from \$15 to \$40; and to all of Sacramento County, with fares from \$15 to \$60, depending on the distance from pickup to the Sacramento Airport. Service to be provided on a 24-hour day, 7-day week, 365 days per year, "on call" basis. It will be "door to door", with seats reserved for those who call for the service. Passengers will be transported in three Ford vans with an eight to ten passenger

carrying capacity. If more vehicles are needed, they will be leased or purchased. Applicant's income statement for the seven months ending May 31, 1987 shows a gross profit of \$171,000, and expenses of \$159,000, with a net profit of \$11,926.00.

It is alleged that no other passenger carrier is providing the service proposed by applicant and that flights out of the Sacramento Airport are increasing with more early morning and night flights. It is also alleged that providing a daily service for 12 hours, or less, for fewer than seven days a week, will not satisfy public convenience and necessity.

Copies of the application were mailed to 13 passenger carriers, 12 political subdivisions, a transit district, and to the Department of Transportation. The filing of the application was noted in the Daily Commission Calendar on July 16, 1987. The filing of the amended application was listed on September 17, 1987. There have been no protests or requests for hearing.

Findings of Fact

1. Applicant provides an on-call, 24-hour day, 7-day week passenger service between the Sacramento Metropolitan Airport and communities in the vicinity.
2. Applicant has applied to extend service from the airport to three additional counties and to all of Sacramento County.
3. The proposed service will be on-call, and will be provided 24 hours a day, 7 days a week, and 365 days a year.
4. The proposed service is not being provided by anyone else.
5. Public convenience and necessity require that the proposed service be established.
6. Applicant has the ability, experience, equipment, and financial responsibility to perform this service.
7. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

8. Applicant's authority will be extended as requested by amending applicant's current certificate.

9. The order should be made effective on the date it is signed. Applicant will then be able to commence operations prior to the start of the holiday season, which is necessary to insure applicant's profit for the current year.

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.

ORDER

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to J. Morris and Sons, Inc., dba Gold Dust Airport Shuttle, 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-1410, to transport persons, baggage, and/or express.

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 application is granted as set forth above.

This order is effective today.

Dated DEC 9 - 1987, at San Francisco, California.

STANLEY W. HULETT  
President  
DONALD VIAL  
FREDERICK R. DUDA  
JOHN B. OHANIAN  
Commissioners

Commissioner G. Mitchell Wilk  
being necessarily absent, did  
not participate.

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

*Victor Weiss*  
Victor Weiss, Executive Director

T/ELB/yyo

Appendix PSC-1410 J. MORRIS AND SONS, INC.

First Revised Title Page  
Cancels  
Original Title Page

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY  
AS A PASSENGER STAGE CORPORATION  
PSC-1410

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Showing passenger stage operative rights, restrictions,  
limitations, exceptions, and privileges.

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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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Supersedes authority granted by Decision 87-05-015 in  
Application 87-01-015.

Amended by 87 12 037, dated DEC 9 1987, of the  
Public Utilities Commission of the State of California, in  
Application 87-07-012.

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Issued by California Public Utilities Commission.

Amended by Decision 87 12 037, Application 87-07-012.

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

J. Morris and Sons, Inc., by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized as a passenger stage corporation to transport passengers and their baggage, on an on-call basis between the areas listed in Section 3 and Sacramento Metropolitan Airport 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. When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.
- 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. The transportation of baggage shall be on passenger-carrying vehicles and shall be incidental to the transportation of passengers.
- d. No service shall be provided to or between intermediate points.
- e. No passengers shall be transported except those having point of origin or destination at Sacramento Metropolitan Airport.

Issued by California Public Utilities Commission.

Amended by Decision 87 12 037, Application 87-07-012.

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

- f. 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.
- g. Service shall be rendered via a direct route from the point of origin to the point of destination of a passenger, except that when more than one passenger is to be transported in a single vehicle, service shall be rendered by the most direct routings possible, taking into consideration the various points of origin or destination of the several passengers.

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Amended by Decision 87 12 037, Application 87-07-012.



SECTION 2. ROUTE DESCRIPTION.

Route No. 1

Beginning at one or more of the points in Section 3, then by the appropriate streets or highways to Interstate Highway 5, then over Interstate Highway 5 and the airport access road to Sacramento Metropolitan Airport.

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Amended by Decision 87 12 037, Application 87-07-012.

## SECTION 3. SERVICE AREA DESCRIPTION

Service Area 1: El Dorado Service Area

Beginning at a point where Interstate Highway 80 meets State Highway 49. South on Highway 49 to where it intersects the El Dorado-Amador County line; then west along the line to where it meets the El Dorado-Sacramento County Line; then north along the line which becomes the El Dorado-Placer County Line to the point of beginning.

The El Dorado Service Area generally includes the following El Dorado County cities and communities:

Cameron Park	Lake Hills Estates
Camino	Lotus
Cool	Pilot Hill
Diamond Springs	Placerville
El Dorado Hills	Rescue
Kingsville	Shingle Springs

Service Area 2: Placer Service Area

Beginning at a point where state Highway 65 meets the Placer-Yuba County Line. East along the line which changes to the Placer-Nevada County Line to its intersection with State Highway 49; then south along Highway 49 to its intersection with Interstate Highway 80; then southwest on the interstate to its intersection with Folsom Road which changes to Auburn Road to where it meets the Placer-Sacramento County line; then west along the line to its intersection with the Placer-Sutter County line; then north along the line to the point of beginning.

The Placer Service Area geerally includes the following Placer County cities and communities:

Auburn	Penryn
Hidden Valley	Rocklin
Lincoln	Roseville
Loomis	Sheridan
Newcastle	

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## SECTION 3. SERVICE AREA DESCRIPTION (Continued)

Service Area 3: Sacramento Service Area

All locations within the boundaries of Sacramento County.

The Sacramento Service Area generally includes the following Sacramento County cities and communities:

Antelope	Florin	Mc Clellan AFB	Rolba
Bruceville	Foothill Farms	Need	Ryde
Citrus Hts.	Folsom	North Highlands	Sabre City
Clay	Franklin	Orangevale	Sacramento
Courtland	Freeport	Painters Ville	Sheldon
Cosumnes	Galt	Point Pleasant	Slugh House
Del Paso Hts.	Herald	Rancho Cordova	Twin Cities
Elk Grove	Iselton	Rancho Murietta	Vorden
Elverta	Live Oak	Represa	Walmart
Fair Oaks	Mather AFB	Rio Linda	Walnut Grove
			Wilton

Service Area 4: Yolo Area Service

Beginning at a point where Interstate Highway 5 meets the Yolo-Colusa County Line. East along the line to where it intersects with the Sacramento River; then south along the river to where it meets Business Highway 80 which becomes Interstate Highway 80; then southwest along the interstate to where it meets Interstate Highway 505; then north on Highway 505 which becomes Interstate Highway 5 to the point of beginning.

The Yolo Service Area generally includes the following Yolo County cities and communities:

Broderick	Knights Landing
Bryte	West Sacramento
Davis	Winters
Dunnigan	Woodland
Esparto	Yolo
	Zamora