

ORIGINAL

Decision 88 10 053 OCT 26 1988

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Marlene Thomas, dba )  
 Valley Transportation, PSC-1428, for ) Application 88-09-051 OCT 26 1988  
 request to extend service area. ) (Filed September 26, 1988)

O P I N I O N

By Decision 86-08-076, dated August 16, 1986 in Application 86-07-042, Marlene Thomas, an individual doing business as Valley Transportation Service, was authorized to operate as a passenger stage corporation, as defined in Public Utilities (PU) Code § 226 between various points in Imperial County, over the routes described in passenger stage certificate (PSC-1428).

By this application Thomas requests authority to extend service to include Salton City, Bombay Beach, and Bard/Winterhaven, located in Imperial County. In support of her request she asserts as follows:

The service will be provided primarily for senior and handicapped persons. Prior service was contracted between the County of Imperial and Economic Opportunity Commission (EOC). EOC terminated its service to the Salton Sea and Bard/Winterhaven areas in August 1988. EOC has assigned its contract to Thomas, and the Imperial County Board of Supervisors has accepted Thomas as the provider of this service. This request is based on an emergency situation, because over 4,000 seniors and handicapped persons are without adequate transportation. A financial statement included with the application indicates assets of approximately \$63,000, liabilities of \$57,000, and equity of \$6,000.

Thomas has included with her application proposed fares, routes of operation, and schedules of service between the points to

be served. Service will be provided daily during the hours of 6:00 a.m. to 7:00 p.m.

Findings of Fact

1. Thomas has the ability and financial resources to perform the proposed service.

2. Notice of filing of the application appeared in the Commission's Daily Transportation Calendar of September 29, 1988.

3. No protest to the application has been received from any public transit operator serving the territory Thomas proposes to serve.

4. 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 is an immediate need for the proposed service, this order should be effective on the date signed.

3. If a timely protest is filed by a public transit operator or by any other person or corporation in response to the calendar notice, this order should become an interim decision until further order of the Commission.

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 Marlene Thomas, authorizing her to operate as a passenger stage corporation, as defined in PU Code § 226, between

the points and over the routes set forth in Original Pages 2A and 6 to Appendix PSC-1428, attached, 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 10 days after this order is effective.
- c. State in her 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 she 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. In the event that any timely protest is received to this application, this decision shall become an interim decision until further order of the Commission.

6. The application is granted as set forth above.

This order is effective today.

Dated OCT 26 1988, at San Francisco, California.

STANLEY W. HULETT  
President

DONALD VIAL  
FREDERICK R. DUDA  
JOHN B. OHLANIAN  
Commissioners

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

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

*Victor Weisser*  
Victor Weisser, Executive Director

T/TE/te

Appendix PSC-1428

MARLENE THOMAS

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SECTION 2. PICKUP/DESTINATION POINTS. (Continued)

Bombay Beach

3rd & C Streets  
Bashford's Spa  
Imperial Spa  
Fountain of Youth Spa  
Lark Spa

Salton City

South Marina Dr. & Frontage Road

Winterhaven

1217 Winterhaven Drive

Salton Sea Beach

Brawley & Cahuilla Avenues

Desert Shores

Desert Shores & Palm Drives

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Appendix PSC-1428

MARLENE THOMAS

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SECTION 3. ROUTE DESCRIPTIONS. (Continued)

Route 5. BOMBAY BEACH - NILAND

Beginning in Bombay Beach, along the most appropriate streets and highways to Niland.

Route 6. WINTERHAVEN - HOLTVILLE

Beginning in Winterhaven, along the most appropriate streets and highways to Holtville.

Route 7. DESERT SHORES - BRAWLEY

Beginning in Desert Shores, along the most appropriate streets and highways to Brawley.

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