

Decision 88 12 023 DEC 9 1988

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application )  
Fremont Commute Service or )  
Kenneth E. Bake for authority )  
to operate a home-to-work )  
passenger stage corporation )  
service between points Fremont, )  
Hayward, & San Francisco Airport. )

Application 88-04-055  
(Filed April 20, 1988)

OPINION

By Decision 87-02-016 dated February 11, 1987 in Application 86-10-043, Kenneth E. Bake (Applicant), doing business as Fremont Commute Service, was granted a temporary certificate of public convenience and necessity (PSC-1432) as a passenger stage corporation for the operation of home-to-work service between points in Fremont and Hayward in Alameda County, on the one end, and the United Airlines Maintenance Base at San Francisco International Airport in San Mateo County, on the other hand.

By this application, applicant seeks to obtain permanent authority to serve the maintenance base from the same service locations.

Applicant currently owns and operates a 41 passenger, 1964 Flex bus. As a back-up vehicle, applicant will lease a bus.

Applicant states that no other carrier is operating the service proposed by applicant.

Applicant proposes to make one daily (Monday-Friday) round trip. This route is shown in the attached Appendix PSC-1432

Applicant's financial statement is attached to the Application and shows assets of \$9,479.

Applicant proposed round trip fare is \$26 per week.

The application was listed in the Commission's Daily Transportation Calendar of April 26, 1988. In the absence of protest or request for public hearing, the Commission's Transportation Division staff recommends that it be granted by ex parte order. No protest has been received.

Findings of Fact

1. Home-to-work commuter services play an important role in providing needed public transportation service.
2. On the basis of the information contained in the application, public convenience and necessity require that the proposed service be granted authorization, subject to the conditions more specifically set forth in the following order.
3. This order should be effective on the date of issuance so that the needed service may be established as soon as possible.
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.
5. The proposed fares are reasonable.

Conclusions of Law

1. A public hearing is not necessary.
2. Public convenience and necessity have been demonstrated and the application should be granted.
3. The application should be granted as set forth in the following order.
4. The order should be made effective today.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Kenneth E. Bake, authorizing him to operate as a passenger stage corporation as defined in Public Utilities Code Section 226, between the points and over the routes as set forth in Appendix PSC-1432 of this decision, for the transportation of passengers and their 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 his tariffs and timetables when the 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. Applicant is authorized to begin operations on the date that the Executive Director mails a notice to the 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.

- 4. The fares proposed in this application are authorized.
- 5. The application is granted as set forth above.

This order is effective today.

Dated DEC 9 1988, 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 Weisser*  
Victor Weisser, Executive Director  
AB

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY  
AS A PASSENGER STAGE CORPORATION  
PSC-1432

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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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Issued under authority of Decision 88 12 023, dated DEC 9 1988,  
of the Public Utilities Commission of the State of California, in  
application 88-04-055.

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

Kenneth E. Bake, by this 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 between points described in Section 2, subject, however, to the authority of this Commission to change or modify this authority 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) Passengers shall be transported only between the service points set forth, on the one hand, and the United Airlines Maintenance Base, on the other hand.
- (d) Service shall be operated only at times necessary to accomodate the day shift.
- (e) In the event of a strike, shutdown, or other closing of the airlines maintenance base, the service shall not be operated.
- (f) 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. Hayward/Fremont/United Airlines Maintenance Base

Commencing with service points at the following locations:

- (1) Fremont Blvd. and Blacow Road,  
Fremont
- (2) Grimmer Blvd. and Blacow Road,  
Fremont
- (3) Stevenson Blvd. and Blacow Road,  
Fremont
- (4) Farwell Drive and Mowry Ave.,  
Fremont
- (5) Calaroga Ave. and W. Tennyson Road,  
Hayward
- (6) Carri Ave. and W. Tennyson Road,  
Hayward

Then proceeding along the most appropriate streets and highways to the United Airlines Maintenance Base at San Francisco International Airport (SFO).

Applicant's financial statement is attached to the Application and shows assets of \$9,479.

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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.
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Conclusions of Law

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ORDER

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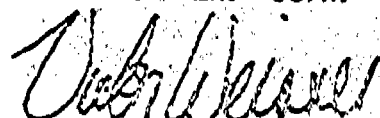
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