

Decision 89 05 055 MAY 26 1989

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Linkline Transit, Inc.)
for certificate of public convenience)
and necessity to operate a public)
passenger vehicle between points in)
Tuolumne County and Stanislaus County.)

Application 89-02-009
(Filed February 6, 1989)

O P I N I O N

Linkline Transit, Inc. (applicant) is a California corporation operating out of Sonora, California. A certified copy of its Articles of Incorporation is on file in this proceeding. Applicant does not hold and has never held operating authority from this Commission. It was incorporated on December 23, 1988.

Applicant has applied for a certificate of public convenience and necessity as a passenger stage corporation to authorize the transportation of passengers and baggage from Twain Harte, Sonora, and Jamestown (in Tuolumne County) to Modesto (in Stanislaus County). Round trip and service to intermediate points will be included. Two round trips per day will be provided on Monday through Friday. A bus leaves Twain Harte at 8:00 a.m., stops at four selected points, arrives in Modesto at 10:05, and leaves Modesto at 10:45, returning to Twain Harte at 1:00 p.m. The second schedule leaves Twain Harte at 3:00 p.m., visits Modesto from 5:00 to 5:40 and is back in Twain Harte at 7:45 p.m.

Service will be initiated with a single 10 to 15 passenger vehicle with ample baggage space to carry 2 suitcases per passenger. The vehicle will be either purchased or leased, with another vehicle on rental as a standby, in the event the primary vehicle suffers a breakdown. One way fares will be \$10 to \$12, with round trips costing from \$18 to \$22. One child under 2 years of age will be transported free with each parent. Otherwise

children will pay half fare. Passengers will be advised to reserve seats in advance to avoid finding all seats occupied when they climb aboard.

Applicant's projected account of expense and income extended through the first year of operation notes that 21 passengers a day (on a 14-passenger vehicle) will be the break even point, with a monthly income of \$4,620 and an annual income of \$55,440. If the buses are operated half full, 28 passengers would be transported per day at a monthly income of \$6,160 and an annual income of \$73,920.

Several letters are attached to the application which support applicant's proposal. The letters are from the local Planning Council and various visitor bureaus. There are no passenger carriers operating from Sonora to Modesto, and service is required by those who need to shop in Modesto, attend college there, or ride to the Modesto Greyhound Terminal for transportation to a distant destination. It was recommended that service be instituted as soon as possible, since the need is greatest during the spring and summer.

Copies of the application were mailed to 3 cities, 2 transit districts, and 2 counties. The filing of the application was noted on the Commission's Daily Calendar on February 9 and February 10, 1989. There have been no protests or requests for a hearing.

Findings of Fact

1. Applicant was incorporated as a California corporation in December of 1988.
2. It does not hold, and has never held, operating authority from this Commission.
3. Applicant has applied for a certificate as a passenger stage corporation to transport passengers and baggage between Twain Harte, Sonora, and Jamestown, on the one hand, to Modesto, on the other hand.

4. The service proposed is not being provided by anyone else.

5. Supporting letters attached to the application indicate an immediate need for the service.

6. Applicant has the ability, experience, and financial responsibility to perform this service.

7. Public convenience and necessity require the service proposed by applicant.

8. 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. Public convenience and necessity have been demonstrated and a certificate should be granted to applicant.

2. This order should be made effective on the date signed. There is a present and continuing public need for the service proposed by applicant.

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 Linkline Transit, Inc., 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-5467, 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 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 MAY 26 1989, at San Francisco, California.

G. MITCHELL WILK
President
FREDERICK R. DUDA
STANLEY W. HULETT
JOHN B. OHANIAN
PATRICIA M. ECKERT
Commissioners

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


Victor Weissor, Executive Director

T/TE/te

Appendix PSC-5467

Linkline Transit, Inc.

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
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.

Issued under authority of Decision 89 05 055
dated MAY 26 1989 of the Public Utilities Commission of
the State of California, in Application 89-02-009.

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Appendix PSC-5467

Linkline Transit, Inc.

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

Linkline Transit, 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 provide scheduled service to transport passengers and baggage between points and package express between Twain Harte and Modesto subject to the authority of this Commission to change or modify this authorization 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. This certificate does not authorize the holder to conduct any operation on property of or into any airport unless such operations are authorized both by this Commission and by the airport authority involved.

Issued by California Public Utilities Commission.

Decision 89 05 055, Application 89-02-009.

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SECTION 2. ROUTE DESCRIPTION.

ROUTE 1: TWAIN HARTE-EAST SONORA-SONORA-JAMESTOWN-RIVERBANK-MODESTO

Commencing in Twain Harte, thence south on State Route 108 to East Sonora, south on SR 108 to Sonora, south on SR 108 to Jamestown, south on SR 108 to Riverbank, thence south on SR 108 to Standiford Ave. in Modesto, west on Standiford Ave. to Dale Road, south on Dale Road to Sisk Street, south on Sisk Street to Carpenter Road, south on Carpenter Road to Modesto Junior College, north on Carpenter Road to SR 99, south on SR 99 to I Street, north on I Street to 10th Street, south on 10th Street to the Greyhound Bus Depot, north on C Street to 11th Street, west on 11th Street to J Street, north on J Street to SR 108, north on SR 108 to Jamestown, Sonora, East Sonora and Twain Harte.

ROUTE 2: TWAIN HARTE-EAST SONORA-SONORA-JAMESTOWN-MODESTO

Commencing in Twain Harte, thence south on State Route 108 to East Sonora, south on SR 108 to Sonora, south on SR 108 to Jamestown, south on SR 108 to J Street in Modesto, south on J Street to 10th Street, south on 10th Street to the Greyhound Bus Depot, north on C Street to 11th Street, north on 11th Street to I Street, south on I Street to SR 99, north on SR 99 to Carpenter Road, south on Carpenter Road to Modesto Junior College, north on Carpenter Road to Sisk Road, north on Sisk Road to Standiford, east on Standiford to SR 108, north on SR 108 to Jamestown, Sonora, East Sonora, and Twain Harte.

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