

ORIGINAL

Decision 89 08 020 AUG 3 1989

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Arik Sharabi)
 dba California Mini-Bus)
 (PSC 1169) to establish a "Zone")
 of Rate Freedom" for passenger)
 stage service between its)
 authorized service area of the)
 City and County of San Francisco)
 and the San Francisco International)
 Airport.)

Application 89-04-010
 (filed April 6, 1989)

OPINION

Arik Sharabi (applicant), doing business as California Mini-Bus, a passenger stage corporation, has requested authority to establish a zone of rate freedom (ZORF) under Public Utilities (PU) Code § 454.2 on service between the City and County of San Francisco and the San Francisco International Airport.

Applicant proposes a ZORF between and including \$7 to \$10. Children from 2 through 12 years of age will be charged half fare, and those less than 2 years of age will ride free. Applicant's current adult fare is \$7; children (2 to 11) are charged \$4.

Applicant alleges that airport access fees, minimum wage requirements, insurance premiums, advertising expense, and the cost of replacing operating equipment have escalated within the past few years. Providing authorization to raise rates within a defined limit will enable applicant to counter rising costs without the need to file additional applications.

Applicant has attached an income and expense statement to his application which indicates that his operation is profitable.

The staff has recommended that the tariffs published pursuant to this order state the authorized maximum fares, the

authorized minimum fares, and the fares to be actually charged for the transportation provided.

Applicant should be granted an exemption from the long-and-short-haul provisions of PU Code § 460. A contrary finding might limit the carrier's ability to establish competitive rates where others are providing the same service.

Copies of the application were mailed to the City Attorney, District Attorney, and County Clerk of the City and County of San Francisco, the Airports Commission of the San Francisco International Airport, and the County Clerk of San Mateo County. Notice of the filing of the application was provided in the Commission's Daily Calendar on April 10, 1989. There have been no protests or requests for hearing.

Findings of Fact

1. Applicant is a passenger stage corporation providing service from the City and County of San Francisco to the San Francisco International Airport.
2. Applicant is requesting authority to establish a ZORF between and including \$7 to \$10 as the one-way adult fare.
3. The ZORF will permit applicant to adjust his rates to counter his rising operating expense.
4. Applicant should be exempted from the long-and-short haul provisions of PU Code § 460.

Conclusions of Law

1. The application should be granted.
2. Before applicant charges any ZORF fares, it should first file such fares with the Commission on 10 days' notice.
3. The filing of ZORF fares should be accompanied by a tariff amendment which shows the high and low ends of the ZORF as well as the then currently effective rate.

ORDER

IT IS ORDERED that:

1. Arik Sharabi, doing business as California Mini-Bus, is authorized to establish fares within a Zone of Rate Freedom (ZORF) between the lower limit of the ZORF, that is now the present authorized fare of \$7, as the minimum fare, and the upper limit of the ZORF, of \$3 above the present fare, as the maximum fare.
2. Applicant shall file a tariff based on the ZORF on no less than 10 days' notice to the Commission and the public subject to Commission approval. The authority for ZORF shall expire unless exercised within 60 days after the effective date of this order.
3. Any fare changes within its ZORF may be made by applicant by filing and amending its tariff on no less than 10 days' notice to the Commission and the public. The tariff shall include the authorized maximum fare, the authorized minimum fare, and the fare to be actually charged for each fare point.
4. Applicant is relieved from the provisions of the long-and-short-haul requirements of PU Code § 460 in establishing the authorized ZORF fares.
5. In addition to posting and filing tariffs, applicant shall post a printed explanation of its fares in its fare passenger carrying vehicles and terminals. The notice shall be posted at least 5 days before the effective date of the fare changes and shall remain posted for at least 30 days.

6. The application is granted as set forth above.
This order is effective today.

Dated AUG 3 1989, at San Francisco, California.

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

Commissioner Stanley W. Hulett,
being necessarily absent, did not
participate.

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

Victor Weisser

Victor Weisser, Executive Director

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