

Decision 90 09 016 SEP 12 1990

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Michael R. Parodie)
for certificate of public)
convenience and necessity to)
operate a passenger stage service)
with or without baggage between)
customer's door to their destina-)
tion between points in San Diego)
County and Lindberg Field.)

ORIGINAL
Application 90-02-066
(Filed February 23, 1990)

OPINION

Michael R. Parodie, doing business as Mission Bay Transport, seeks a certificate of public convenience and necessity authorizing operations as a passenger stage corporation between certain points within San Diego County, including San Diego International Airport, as set forth in Exhibit A attached to the application. A map showing the area of the proposed service is attached to the application as Exhibit C.

Applicant proposes to perform an on-call service on a seven-day per-week basis. Passengers will be picked up and dropped off at numerous points within the described service area. The pickups will be made, pursuant to advance reservations, at the point within the proposed service area as specified by the passenger. Efforts will also be made to accommodate those calling for immediate service on a space-available basis.

Applicant proposes to use two 12-passenger vans and one 8-passenger van in the proposed service.

Applicant alleges that:

"Public convenience and necessity require the granting of this application for the following reasons:

"For the past nineteen (19) months I have been operating an airport transportation service,

being licensed city, and have seen how rapidly San Diego is growing.

"There are more and more people needing inexpensive, yet dependable, transportation. Not only to and from the airport, but to restaurants, downtown, the universities, the zoo, Sea World, their offices, court, or just to go shopping. The service which I have been providing since 1988 is proving inadequate to meet the complete needs of our regular customer's as well as our new customer's.

"Our rates need to be flexible as the variety of pick up points and drop off points. It has also come to my attention that parts of San Diego are being totally ignored as far as offering any transportation that is not only affordable but that has easy access or dependability. If any of these people want to go to the airport or anywhere north or west of their location and do not have a vehicle it is unduly burdensome, either financially or conveniently."

Exhibit D, attached to the application, sets forth the fares applicant proposes to charge for service.

Exhibit H, attached to the 1st Amendment to the application, is a copy of applicant's balance sheet as of May 1, 1990. It discloses assets of \$30,853.00 offset by liabilities of \$6,646.46, a resultant net worth of \$24,206.54.

The application was served in accordance with Rule 21(K) of the Commission's Rules of Practice and Procedure. Notices of the filing of the application and the amendment thereto were published in the Commission's Daily Transportation Calendars of March 7, 1990 and May 14, 1990, respectively. No protests to the granting of the application have been received.

The Commission's Transportation Division staff has recommended in its advice of participation dated May 23, 1990 that in the absence of protest, the application be granted by ex parte order.

Findings of Fact

1. Applicant seeks authority to perform operations as a passenger stage corporation between various points in San Diego County including San Diego International Airport.

2. Applicant has the ability, experience, equipment, and financial resources to provide the proposed service.

3. Public convenience and necessity require the issuance of a certificate to perform the proposed service.

4. No protests have been received.

5. A public hearing is not necessary.

6. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

Conclusion of Law

The Commission concludes that 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.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Michael R. Parodie, authorizing him to operate as a passenger stage corporation, as defined in Public Utilities (PU) Code § 226, between the points and over the routes set forth in Appendix PSC-6382, 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 his 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 101, 104, and 158, 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. Before beginning service to any airport, applicant shall notify the airport's governing body. Applicant shall not operate into or on airport property unless such operations are also authorized by the airport's governing body.

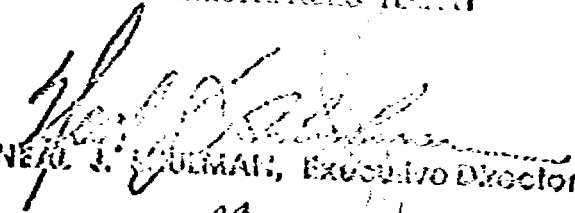
4. Applicant is authorized to begin operations on the date that the Executive Director mails a notice to applicant that his evidence of insurance is on file with the Commission and that the California Highway Patrol has approved the use of applicant's vehicles for service.

5. The application is granted as set forth above.
This order is effective today.
Dated SEP 12 1990, at San Francisco, California.

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

Commissioner John B. Ohanian,
being necessarily absent, did
not participate.

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


NEAL J. SULMAN, Executive Director
AB

CERTIFICATE

OF

PUBLIC CONVENIENCE AND NECESSITY

AS A PASSENGER STAGE CORPORATION

PSC-6382

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 90 09 016,
dated SEP 12 1990, of the Public Utilities Commission of
the State of California in Application 90-02-066.

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Issued by California Public Utilities Commission.

Decision 90 09 016, Application 90-02-066.

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

Michael R. Parodie, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers and their baggage on an "on-call" basis between points in San Diego County, described in Section II, over and along the route described in Section III, subject, however, to the authority of this Commission to change or modify the route at any time and subject to the following provisions:

- a. When route description is given in one direction, it applies 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. No passengers shall be transported except those having point of origin or destination at either of the airports described in Section II.
- d. 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 the airport authority involved.

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SECTION II. SERVICE AREAS.

San Diego County

<u>Community</u>	<u>Zip Code</u>	<u>Community</u>	<u>Zip Code</u>
Amphibious Base	92115	La Jolla-North/ Torrey Pines at Genesee	92037
Bay Park	92110	La Mesa	92041
Border	92154	La Mesa	92042
Casa de Oro	92041	Lemon Grove	92045
Chula Vista-North	92010	Linda Vista-East	92111
Chula Vista E. of 805	92010	Linda Vista-South /USD	92110
Chula Vista-Lower Clairemont/Mese/Mesa North	92011	MCRD	92140
Coronado	92117	Miramar	92145
Del Cerro	92118	Mias Mesa-South	92126
Downtown	92120	Mira Mesa-North	92126
East San Diego	92101	Mission Beach	92109
East San Diego-SDSU	92105	Mission Valley-East /Stadium/Serra Mesa /Montgomery Field	92123
Encanto	92114	Mount Helix	92077
Fashion Hills	92111	National City	92050
Friars Rd. West of Mission Valley	92108	Normal Heights	92116
Grantville	92120	North Park	92104
Grossmont	92042	North Park-East	92116
Harbor Island	92101	North Island	92135
Hillcrest/ Mission Hills	92103	NTC	92106
Imperial Beach	92032	Ocean Beach	92107
Kearny Mesa	92111	Pacific Beach-South	92109
Kensington	92116	Pacific Beach-North	92109
La Jolla-South	92037	Point Loma	92106
La Jolla-Downtown	92037	San Carlos	92119
South Bay	92139	San Ysidro	92073
South San Diego	92154	Scripps Ranch	92131
South San Diego	92073	SDSU	92115
Spring Valley	92077	Alpine	92001
32nd St. Naval Sta	92136	Bostonia	92021
Tierra Santa	92124	Camp Pendleton	92055
University City	92122	Campo	92006
Carlsbad	92008	Cardiff-by-the-Sea	92007
Carlsbad	92009		

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SECTION II. SERVICE AREAS. (Continued)

San Diego County

<u>Community</u>	<u>Zip Code</u>	<u>Community</u>	<u>Zip Code</u>
Eucalyptus Hills	92040	Rancho Santa Fe	92067
Del Mar-South	92014	San Luis Rey	92068
Del Mar-No/Races	92014	San Marcos	92068
Descanso	92016	San Onofre	92672
El Cajon	92020	Santee	92071
El Cajon	92021	Solana Beach	92075
Encinitas	92024	Tecate	92080
Escondido	92025	Vista-West	92083
Escondido	92026	Vista-East	92084
Escondido	92027		
Fallbrook	92028	Hotels:	
Gillespie Field	92020	Bahia Resort	92109
Janul	92035	Catamaran Resort	92109
Julian	92036	Del Coronado	92118
La Costa	92009	Hilton Inn	92109
Lakeside	92040	Hotel Circle	92109
Lawrence Welk VLG	92026	Hyatt Islandia	92109
Leucadia	92024	San Diego Princess	92109
Oceanside-West	92054		
Oceanside-East	92056		
Palomar Airport	92000		
Poway	92064		
Ramona	92065		
Rancho Bernardo	92128		
Rancho Penasquitos	92129		

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SECTION III. ROUTE DESCRIPTION.

Commencing from any point in the San Diego County Service Area, then over the most convenient streets, roads, highways and freeways to any point or points in the San Diego County Service Area.

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