

Decision 90 09 017 SEP.12 1990

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Kamran Chitgar)
for a certificate of public)
convenience and necessity to)
operate as a passenger stage)
corporation between the City)
and County of San Francisco and)
San Francisco International)
Airport.)

ORIGINAL

Application 90-05-021
(Filed May 11, 1990)

O P I N I O N

Kamran Chitgar, doing business as Express Airport Shuttle, requests authority under Public Utilities (PU) Code § 1031, et seq. to extend his passenger stage service to include on-call service between the City and County of San Francisco and San Francisco International Airport.

Applicant presently provides service between points in Santa Clara County and San Francisco, Oakland, and San Jose International Airports (PSC-5957). He proposes to conduct the sought service using five 8-passenger vans.

A balance sheet attached to the application shows total assets of \$585,000, including \$30,000 cash in bank, and net worth of \$417,500.

Notice of filing of the application appeared in the Commission's Daily Transportation calendar on May 17, 1990. In addition, notice of the filing of the application was served by applicant on all governmental agencies and regional transportation planning agencies within whose boundaries passengers will be loaded and unloaded. There have been no protests to the application filed with the Commission, and Transportation Division staff recommends ex parte handling of the application.

Findings of Fact

1. Applicant has the ability, equipment, and financial resources to perform the proposed service.
2. No protests to the application have been filed.
3. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.
4. As no protests have been filed, this order should be effective immediately.
5. A public hearing is not necessary.

Conclusion of Law

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

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Kamran Chitgar, authorizing him to operate as a passenger stage corporation, as defined in PU Code § 226, between the points and over the routes set forth in revised Appendix PSC-5957, as amended by First Revised Page 2 which cancels Original Page 2, and by First Revised Page 3 which cancels Original Page 3, 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.

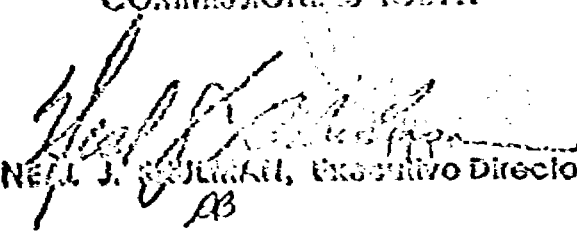
This order is effective today.

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


NEIL J. SULLIVAN, Executive Director
AB

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

Kamran Chitgar, 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 the County of Santa Clara and *City and County of San Francisco, on the one hand, and certain airports, on the other hand, as described in Section II, and over and along the routes described in Section III, subject, however, to the authority of this Commission to change or modify the routes at any time and subject to the following provisions:

- a. When route descriptions are given in one direction, they apply 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 a point of origin or destination at either San Francisco, Oakland, or San Jose International Airports.
- d. This certificate does not authorize the holder to conduct any operation on the property of or into any airport unless such operation is authorized by the airport authority involved.

Issued by California Public Utilities Commission.

*Revised by Decision 90 09 017, Application 90-05-021.

SECTION II. SERVICE AREAS.

County of Santa Clara and *City and County of San Francisco.

SECTION III. ROUTE DESCRIPTIONS.

Route 1. Commencing from any point in the County of Santa Clara to San Francisco International Airport.

Route 2. Commencing from any point in the County of Santa Clara to Oakland International Airport.

Route 3. Commencing from any point in the County of Santa Clara to San Jose International Airport.

*Route 4. Commencing from any point in the City and County of San Francisco to San Francisco International Airport.

Issued by California Public Utilities Commission.

*Revised by Decision 90 09 017, Application 90-05-021.