

Decision 90 09 021 SEP 12 1990

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the Sonoma County )  
Airport Express, Inc., a )  
California Passenger Stage )  
Corporation, for Zone of Rate )  
Freedom, and Amendment to )  
Certificate of Public Convenience )  
and Necessity as a Passenger )  
Stage Corporation. )

Application 90-06-027  
(Filed June 12, 1990)

ORIGINAL

O P I N I O N

Sonoma County Airport Express, Inc., a California corporation doing business as Airport Express, requests authority to establish a zone of rate freedom (ZORF) under Public Utilities (PU) Code § 4542 between points within its authorized service area and to deviate from the long- and short-haul provisions of PU Code § 460.

Applicant also requests amendment of its certificate (PSC-1120) so that advance reservations are not required for passengers boarding at San Francisco and Oakland International Airports.

Applicant presently conducts operations as a passenger stage corporation for transportation of passengers and their baggage from points in Sonoma County to its airport destinations in competition with Santa Rosa Airporter, Inc., a substantially similar passenger stage transportation service.

Applicant proposes a ZORF of -\$4 to +\$6 around its existing rates.

Notice of the filing of the application appeared in the Commission's Daily Transportation Calendar on June 20, 1990. No protests have been received, and Transportation Division recommends ex parte approval of the application.

Findings of Fact

1. Applicant is operating in competition with other substantially similar passenger stage transportation services.
2. Applicant requests authority to establish a zone of rate freedom (ZORF) of -\$4 to +\$6 around its existing rates.
3. The competitive transportation services will result in reasonable rates when considered with the ZORF authorized below.
4. The granting of an exemption from the long- and short-haul provisions of PU Code § 460 is appropriate in this case.
5. The amendment of PSC-1120 to delete the provision that no service shall be provided from San Francisco International Airport or Oakland International Airport without an advance reservation is in the public interest.
6. A public hearing is not necessary.

Conclusions of Law

1. The application should be granted.
2. Before applicant charges rates under the ZORF authorized below, 10 days' notice should be given to the Commission.
3. The filing of ZORF rates should be accompanied by a tariff amendment showing for each route the high and low ends of the ZORF and the then currently effective rate.
4. No rate should be reduced to zero by application of the ZORF.
5. In order to make the proposed rate changes available as soon as possible, the following order should be effective immediately.

ORDER

IT IS ORDERED that:

1. Sonoma County Airport Express, Inc. (applicant) may set rates within a zone of rate freedom (ZORF) between the lower limit of the ZORF (\$4 below the currently authorized rate, except where the ZORF would reduce a rate to zero) and the upper limit of the ZORF (\$6 above the currently authorized rate).

2. Applicant shall file a ZORF tariff on not less than 10 days' notice to the Commission and to the public and subject to Commission approval. The ZORF authority shall expire unless exercised within 60 days after the effective date of this order.

3. Applicant may make rate changes within the ZORF by filing amended tariffs on not less than 10 days' notice to the Commission and to the public. The tariff shall include for each route the authorized maximum and minimum rates and the rate to be charged.

4. Applicant is exempted from the long- and short-haul provisions of Public Utilities (PU) Code § 460 in setting the authorized ZORF rates.

5. In addition to posting and filing proposed tariff changes, applicant shall post notices explaining rate changes in its terminals and passenger-carrying vehicles. The notices shall be posted at least 5 days before the effective date of the rate changes and shall remain posted for at least 30 days.

6. A certificate of public convenience and necessity is granted to applicant 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-1120, to transport persons and baggage.

7. Appendix PSC-1120 is in lieu of the certificate granted to applicant in D.92624, A.59957, and amended in D.93607, A.60350.

8. The application is granted as set forth above.

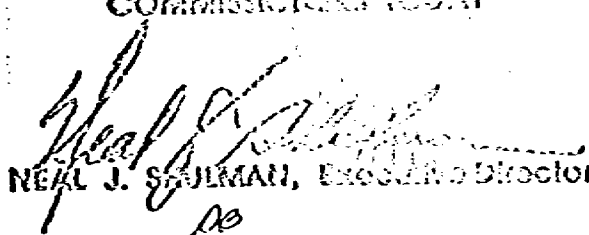
This order is effective today.

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. SCHULMAN, Executive Director

Appendix PSC-1120      Sonoma County Airport      Original Title Page  
Express, Inc.

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY  
AS A PASSENGER STAGE CORPORATION  
PSC-1120

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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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Supersedes authority heretofore granted to  
Sonoma County Airport Express, Inc.  
by D.92624

Issued under authority of Decision 90 09 021,  
dated SEP 12 1990, of the Public Utilities Commission of  
the State of California in Application 90-06-027.

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

Sonoma County Airport Express, Inc., a California corporation, by the certificate of public convenience and necessity to operate as a passenger stage corporation granted in the decision noted in the margin, is authorized to transport passengers and their baggage between Flamingo Hotel in Santa Rosa, Rohnert Park, Petaluma, and the Community of Oakmont, on the one hand, and San Francisco and Oakland International Airports, on the other hand, on an "on-call" basis, over and along the routes described, subject, however, to the authority of this Commission to change or modify these 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. No passengers shall be transported except those having point of origin or destination at either San Francisco or Oakland International Airports.
- c. 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.
- d. The Community of Oakmont shall be defined as that portion of the City of Santa Rosa East of a projection of Danielli Avenue.

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Express, Inc.

SECTION II. SERVICE AREAS.

Flamingo Hotel, Santa Rosa, Rohnert Park, Petaluma, and the Community of Oakmont.

San Francisco(SFO) and Oakland(OAK) International Airports.

SECTION III. ROUTE DESCRIPTIONS.

Route No.

1. Oakmont/Santa Rosa/RohnertPark/Petaluma/SFO  
Commencing from the Community of Oakmont, then over the most convenient streets and highways to Santa Rosa, Rohnert Park, Petaluma and to the passenger terminal at San Francisco International Airport.

2. Santa Rosa/Rohnert Park/OAK  
Commencing from the Flamingo Hotel in Santa Rosa, then over the most convenient streets and highways to Rohnert Park, and to the passenger terminal at Oakland International Airport.

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