

Decision 91-03-066

March 22, 1991

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

Application of John E. Kindt, Jr.)
 dba Prime Time Limousine Service to)
 transfer passenger stage certificate))
 of public convenience and necessity)
 and all other assets to Prime Time)
 Shuttle International, Inc., a)
 California Corporation. This request))
 is pursuant to Section 851 et seq.)
 of the California Public Utilities)
 Code.)
 _____)

Application 90-12-036
(Filed December 17, 1990)

O P I N I O N

John E. Kindt, Jr (Kindt), is authorized to operate as a passenger stage corporation (PSC-1424), between points in the counties of Los Angeles, Orange, Ventura, and San Bernardino, on the one hand, and Los Angeles and Ontario International, Burbank-Glendale-Pasadena, Long Beach Municipal, and Orange County/John Wayne Airports, and Los Angeles and Long Beach Harbors; on the other hand. This authority was granted by Decision (D.) 86-06-070, dated June 25, 1986, in Application (A.) 85-11-030, and amended by D.88-03-046, in A.86-12-045, and D.87-03-016, in A.86-08-040.

This application requests authority under Public Utilities (PU) Code § 851 et seq. to transfer the passenger stage certificate, PSC-1424 and all the assets of Prime Time Limousine Service, held by Kindt, to Prime Time Shuttle international, Inc., a California corporation (Corporation).

Kindt will receive all the shares issued by the Corporation in exchange for all of his assets. Key staff employees of Kindt will be retained by the Corporation. Kindt is now the President and one of the two directors of the Corporation. Service will not change under the new corporate organization.

Findings of Fact

1. Kindt request authority under PU Code § 851 et seq. to transfer his passenger stage certificate PSC-1424 and all his assets in Prime Time Limousine Service in exchange for all the shares of Corporation.

2. Kindt is the President and one of the two directors of Corporation.

3. Corporation has the financial resources and the experience to perform the operations in the same manner as Kindt.

4. No changes in service will be made by the Corporation.

5. Notice of the application appeared in the Commission's Transportation Daily Calendar on December 20, 1990. No protests have been filed.

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

7. Since the Corporation is ready to provide the service in the same manner now provided by Kindt, it is in the public interest that such service be made available effective immediately.

Conclusions of Law

1. A hearing is not necessary.

2. Kindt should be granted authority to transfer his certificate of public convenience and necessity to operate as a passenger stage corporation and his assets to Corporation.

3. This order should be effective immediately.

ORDER

IT IS ORDERED that:

1. By May 1, 1991 John E. Kindt, Jr. (transferor) may sell and transfer the operative rights and assets specified in the application to Prime Time Shuttle International, Inc. (transferee).

2. Transferee shall:

- a. File with the Transportation Division written acceptance of the certificate and a copy of the bill of sale or other transfer document within 30 days after transfer.
- b. Amend or reissue seller's tariffs and timetables, state in them when the service will start, make them effective 10 or more days after this order is effective, and allow at least 10 days' notice to the Commission.
- c. Comply with General Orders series 101, 104, and 158, and the California Highway Patrol safety rules.
- d. Maintain accounting records in conformity with the Uniform System of Accounts.
- e. Remit to the Commission the Transportation Reimbursement Fee required by PU Code § 403 when notified by mail to do so.

3. If the transfer is completed, on the effective date of the tariffs, a certificate of public convenience and necessity is granted to Prime Time Shuttle International, 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-7039, to transport passengers and baggage.

4. The certificate of public convenience and necessity granted by Decision (D.) 86-06-070, as amended by D.87-03-016 and D.88-03-046 on PSC-1424 is revoked on the effective date of the tariffs.

5. Transferee shall assess fares no higher than those presently named in the tariff of transferor until such time as increases in such fares may be authorized by the Commission.

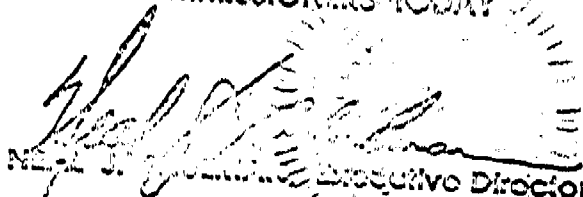
6. The application is granted as set forth above.

This order is effective today.

Dated March 22, 1991 at San Francisco, California.

PATRICIA M. ECKERT
President
G. MITCHELL WILK
JOHN B. OHANIAN
DANIEL WM. FESSLER
NORMAN D. SHUMWAY
Commissioners

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


Executive Director
PB

Appendix PSC-7039

Prime Time Shuttle
International, Inc.

Original Title Page

CERTIFICATE

OF

PUBLIC CONVENIENCE AND NECESSITY

AS A PASSENGER STAGE CORPORATION

PSC-7039

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.

Supersedes authority heretofore granted to
John E. Kindt, Jr., an individual
by D.86-06-070

Issued under authority of Decision 91-03-036, dated March 22, 1991,
of the Public Utilities Commission of the State of California in
Application 90-12-036.

I N D E X

	<u>Page</u>
SECTION I. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS, AND SPECIFICATIONS	2, 3
SECTION II. SERVICE AREAS	4, 5
SECTION III. ROUTE DESCRIPTION	5

Issued by California Public Utilities Commission.

Decision 91-03-066, Application 90-12-036.

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

This certificate supersedes all passenger stage operative authority granted to John E. Kindt, Jr.

Prime Time Shuttle International, Inc., a California corporation, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers and their baggage between Los Angeles (LAX) and Ontario (ONT) International, Burbank-Glendale-Pasadena (BUR), Long Beach Municipal (LGB), and Orange County/John Wayne (SNA) Airports, Los Angeles and Long Beach Harbors, on the one hand, and points within Los Angeles, Orange, Ventura and San Bernardino Counties, as described in Section II, on the other hand, and over and along the route described in Section III, subject, however, to the authority of this Commission to change or modify this authority 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. Service performed shall be door-to-door, on-call, seven days per week.
- 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.

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Decision 91-03-066, Application 90-12-036.

SECTION I. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS,
AND SPECIFICATIONS. (Concluded)

- d. The tariff shall include the description of the boundary of each fare zone, except when a single fare is charged to all points within a single incorporated city. rendered.
- e. No passengers shall be transported except those having a point of origin or destination at either LAX, BUR, LGB, ONT, SNA, Los Angeles or Long Beach Harbors.
- f. Service shall be rendered via a direct route from the point of origin to the point of destination of a passenger, except that when more than one passenger is to be transported in a single vehicle, service shall be rendered by the most direct routings possible, taking into consideration the various points of origin and destination of the several passengers.
- g. 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.

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SECTION II. SERVICE AREAS.

Los Angeles County

Any point within the geographical limits of Los Angeles County south of the Angeles National Forest.

Orange County

Any point within the geographical limits of Orange County except Trabuco Canyon that encompasses postal zip code 92679.

San Bernardino County

Any point within the following communities and postal zip codes:

<u>City/Community</u>	<u>Zip Code</u>
Chino	91709, 91710
Montclair	91763
Ontario	91761, 91762, 91764
Rancho Cucamonga	91701, 91730
Upland	91786

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SECTION II. SERVICE AREAS (concluded).

Ventura County

Any point within the following cities or communities and postal zip codes:

<u>City/Community</u>	<u>Zip Code</u>
Moorpark	93021
Simi Valley	93063, 93065
Lake Sherwood	91361
Newbury Park	91320
Camarillo*	93010
Thousand Oaks*	91362
Westlake Village	91360

*Exceptions: No passengers shall be picked up from the following designated bus stops used by Great American Stageline, Inc.

Camarillo - Bob's Big Boy Restaurant
301 E. Daily Dr.

Thousand Oaks - Dupar's Restaurant
33 W. Thousand Oaks Blvd.

SECTION III. ROUTE DESCRIPTION.

Commencing from any point within the authorized service area described in Section II, then via the most convenient streets and highways to the following place or places: LAX, BUR, LGB, ONT, SNA, Los Angeles and Long Beach Harbors.

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