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Decision 91-06-002 June 5, 1991

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 FLIGHTLINE AIRPORT SHUTTLE, INC. a )  
 California corporation, to transfer )  
 a Certificate of Public Convenience )  
 and Necessity and VALLEY AIRPORT )  
 SHUTTLE, INC., a California corpora- )  
 tion to acquire, pursuant to Section )  
 851, et seq., of the Public Utilities )  
 Code. )

**ORIGINAL**

Application 90-09-037  
(Filed September 17, 1990)

O P I N I O N

By this application Flightline Airport Shuttle, Inc. (transferor) and Valley Airport Shuttle, Inc. (transferee) seek to transfer the certificate of public convenience and necessity held by transferor to transferee. The certificate authorizes operations as a passenger stage corporation in a hotel-to-airport service on a regularly scheduled basis from the cities of Los Angeles and Santa Monica, on the one hand to the Los Angeles International Airport (LAX) on the other hand.

Transferee currently holds authority from this Commission (PSC-1415) authorizing operations as a passenger stage corporation. A balance sheet indicating transferee's financial position as of March 28, 1990, and included with the application, shows total assets of \$400,500, with current assets of about \$149,000. An income statement for 1989 shows operating revenues of \$1,386,598 and operating expenses of \$1,258,030, resulting in an operating ratio of 91%.

Transferee is currently authorized to operate a service similar to transferor's on an on-call basis. Transferor's service is scheduled and includes agency agreements with many downtown hotels, etc. for the LAX service. Transfer of these agreements, it is asserted, will present transferee with an established route and

customers. There is no formal written agreement between the parties for the proposed sale. The terms of the sale are that transferee will assume the balance of certain of transferor's financial obligations. Transferor desires to direct its energies in a non-transportation related enterprise. Transferor asserts it has been experiencing financial difficulties during the past year. Transferee, on the other hand, has an established service between points in Los Angeles, Orange, and Ventura Counties and LAX with a good degree of success. Transferor has not operated its service for several months.

Notice of the filing of the application appeared in the Commission's Daily Transportation Calendar. No objection to the application has been received. In the circumstances the application should be granted.

Findings of Fact

1. Transferor and transferee request authority to transfer the certificate of public convenience and necessity held by transferor authorizing operations as a passenger stage corporation to transferee.

2. Transferee possesses the experience and financial ability to conduct the operations performed by transferor.

Conclusion of Law

The application should be granted. A public hearing is not necessary.

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.

ORDER

IT IS ORDERED that:

1. By July 1, 1991 Flightline Airport Shuttle, Inc. (transferor) may transfer the operative rights specified in the application to Valley Airport Shuttle, 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 transferor'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 (CHP) 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 Public Utilities (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 Valley Airport Shuttle, 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-1415, to transport passengers and baggage.
4. Before beginning service to any airport, transferee shall notify the airport's governing body. Transferee shall not operate

into or on airport property unless such operations are also authorized by the airport's governing body.

5. The certificate of public convenience and necessity granted by D.87-05-012 is revoked on the effective date of the tariffs.

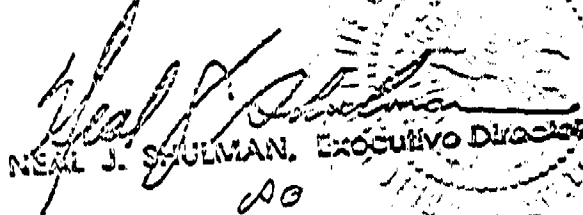
6. Transferee shall assess fares no higher than those presently named in the tariff of transferor until such time as increases in such fares may be authorized by the Commission.

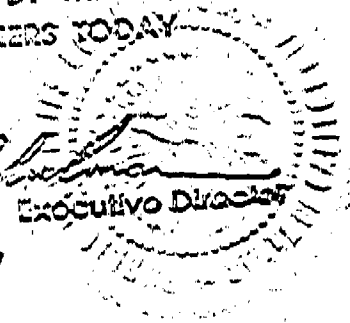
This order becomes effective 30 days from today.

Dated June 5, 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

  
NEAL J. SCHULMAN, Executive Director  
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T/MEE/ebi

Appendix PSC-1415

Valley Airport Shuttle, Inc.

Original Title Page

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY  
PSC-1415  
TO OPERATE AS  
PASSENGER STAGE CORPORATION

Showing passenger stage operative rights, restrictions, limitations, exceptions, and privileges applicable thereto.

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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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This certificate supersedes all operative authority previously granted to Flight Line Airport Shuttle, Inc., in or its predecessors by D.87-05-054 dated May 13, 1987, in Application 86-05-012.

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Issued under authority of Decision 91-06-002, dated  
June 5, 1991 of the Public Utilities Commission of the  
State of California in Applications 90-09-037.

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Issued by California Public Utilities Commission.

Decision 91-06-002, Applications 90-09-037.

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS,  
AND SPECIFICATIONS.

Valley Airport Shuttle, Inc., 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 a door-to-door, on-call basis between points in Los Angeles, Orange and Ventura counties, described in Section 2, and Los Angeles International Airport (LAX), Burbank Airport (BUR), Ontario Airport (ONT), Long Beach Airport (LGB), John Wayne Airport (SNA), San Pedro Harbor and Long Beach Harbors, on the one hand, and scheduled services between LAX and specific hotels (points) within the city limits of Los Angeles and Santa Monica, on the other hand, over and along the routes described in Section 3, subject, however, to the authority of this Commission to change or modify the route at any time and subject to the following provisions:

- (a) 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.
- (b) When route descriptions are given in one direction, they apply to operations in either direction unless otherwise indicated.
- (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 provided, and shall include the description of the specific stops.
- (d) No passengers shall be transported excepted those having a point of origin or destination at LAX, BUR, ONT, LGB, SNA, San Pedro Harbor or Long Beach Harbor.

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SECTION 2. SERVICE AREA DESCRIPTIONS.

Los Angeles County

All points within the geographical limits of Los Angeles County.

Orange County

All points within the geographical limits of Orange County.

Ventura County

All points within the geographical limits of Ventura County south of the Los Padres National Forest.

SECTION 3. ROUTE DESCRIPTIONS.

**ON-CALL, DOOR-TO-DOOR, SERVICE**

Commencing at LAX, BUR, ONT, LGB, SNA, San Pedro Harbor or Long Beach Harbor then via the most convenient streets and highways to any point within the service area described in Section 2.

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## SECTION 3. ROUTE DESCRIPTIONS (continued).

## SCHEDULED SERVICES

Route 1 LAX - West Los Angeles/Hollywood (Hotels).

Commencing at LAX then via the most convenient streets and highways to scheduled stops at the following hotels:

- |                           |                                    |
|---------------------------|------------------------------------|
| 1. Le Parc Hotel          | 733 N. Westknoll Dr. Los Angeles   |
| 2. Bel Air Sands Hotel    | 11461 Sunset Blvd., Los Angeles    |
| 3. The Hyatt House        | 8401 Sunset Blvd., Los Angeles     |
| 4. Brentwood Holiday Inn  | 170 Church Lane, Los Angeles       |
| 5. Sunset Marquis Hotel   | 1200 N. Alta Loma Rd., Los Angeles |
| 6. Westwood Marquis Hotel | 930 Hilgard Ave., Los Angeles      |

Route 2. LAX - Downtown Los Angeles/Hollywood (Hotels).

Commencing at LAX then via the most convenient streets and highways to scheduled stops at the following hotels:

- |                            |                                    |
|----------------------------|------------------------------------|
| 1. Ramada Inn              | 1160 N. Vermont Ave., Los Angeles  |
| 2. Olympic Hotel           | 1903 W. Olympic Blvd., Los Angeles |
| 3. Holiday Inn             | 750 Garlang Ave., Los Angeles      |
| 4. Holiday Inn             | 1020 S. Figueroa St., Los Angeles  |
| 5. Vagabond Hotel          | 3101 S. Figueroa St., Los Angeles  |
| 6. University Hilton Hotel | 3540 S. Figueroa St., Los Angeles  |
| 7. Biltmore Hotel          | 515 S. Olive St., Los Angeles      |
| 8. Sheraton Grand Hotel    | 333 S. Figueroa St., Los Angeles   |

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## SECTION 3. ROUTE DESCRIPTIONS.

## SCHEDULED SERVICES (continued)

Route 3. LAX - Santa Monica (Hotels and Motels).

Commencing at LAX then via the most convenient streets and highways to scheduled stops at the following hotels and motels:

- |     |                           |                           |
|-----|---------------------------|---------------------------|
| 1.  | Huntley House Hotel       | 1111 2nd Street           |
| 2.  | Miramar Sheraton Hotel    | Ocean Ave./Wilshire Blvd. |
| 3.  | Holiday Inn               | 120 Colorado Ave.         |
| 4.  | Surf Rider Inn            | 1700 Ocean Ave.           |
| 5.  | Royal Inn of Santa Monica | 1819 Ocean Blvd.          |
| 6.  | The Roman Inn             | 530 Pico Blvd.            |
| 7.  | Flamingo West             | 1733 Ocean Ave.           |
| 8.  | Shangri-la Garden         | 1301 Ocean Ave.           |
| 9.  | Kensington Motel          | 1746 Ocean Ave.           |
| 10. | Bayside Hotel             | 2001 Ocean Ave.           |
| 11. | Jamaica Bay Inn           | 4175 Admiralty Way        |
| 12. | Carmel Motel              | 209 Broadway              |
| 13. | Georgian Hotel            | 1415 Ocean Ave.           |
| 14. | Oceana Hotel              | 849 Ocean Ave.            |
| 15. | Pacific Sands Motel       | 1515 Ocean Ave.           |
| 16. | Breakers Motel            | 1501 Ocean Ave.           |
| 17. | Travelodge Motel          | 1525 Ocean Ave.           |
| 18. | Greyhound Bus Station     | 1433 Fifth Street         |

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