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Decision 91-06-009 June 5, 1991

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 ARNOLD SHUTTLE SERVICE, a)
 passenger stage corporation,)
 Section 1031, for certificate of)
 public convenience and necessity)
 to operate a passenger service)
 between the city of Arnold,)
 California, and the cities of)
 Murphys, Angels Camp, Sonora,)
 Columbia, and Bear Valley,)
 California.)

ORIGINAL

Application 91-01-017
(Filed January 16, 1991)

OPINION

Janet Lee Booker, doing business as Arnold Shuttle (applicant), seeks authority to provide transportation of passengers between Arnold and cities within a 50-mile radius. The cities and towns include Big Trees Village, Dorrington, Bear Valley, Murphys, Angels Camp, Altaville, San Andreas, Columbia, and Sonora.

As shown in Exhibit A attached to the application, applicant proposes to operate once a day on Tuesday and Thursday from Arnold to Angels Camp and Sonora; twice a day on Wednesday and Friday from Arnold to Angels Camp; and twice a day on Saturday and Sunday from Arnold to Bear Valley. In addition, applicant will provide service to special events in the area, such as Oktoberfest in Angels Camp, Fallon Theatre in Columbia, and the Bear Valley Music Festival in Bear Valley. Intermediate stops along the way will be made as indicated in Exhibit A to the application. Applicant proposes round trip fares ranging from \$6 to \$15, as shown in Exhibit B to the application.

Applicant states that it conducted a survey to determine whether adequate demand existed for the proposed service. Many people indicated interest. Applicant explains that the area is

populated by many elderly people who either can't or don't wish to drive, especially during the winter when roads may be covered with snow and ice.

Applicant projects that the operation will be profitable.

Applicant indicated by letter of April 11, 1991 that she has a net worth of approximately \$256,000 as of April 1, 1991.

The proposed service will initially use a 1990 Mitsubishi Montero van with four passenger capacity. Applicant intends to add larger vans in the future, as the service requires.

Applicant provided notice to the Cities of Arnold, Murphys, Angels Camp, Sonora, Columbia, and Bear Valley, the Counties of Calaveras and Tuolumne, and Tuolumne County Transit, located in Sonora. Notice of the filing appeared in the Daily Transportation Calendar of January 24, 1991.

The Transportation Division (TD) reviewed the application and recommends that, in the absence of protest, the application be granted by ex parte order.

There are no protests to the application; therefore, a hearing is not necessary.

The proposed service will benefit the local communities, and benefit the environment by reducing the number of private vehicles on the road. Therefore, the proposed service is in the public interest and the authority requested should be granted.

TD prepared a proposed CPCN which reflects applicant's request.

Findings of Fact

1. Applicant requests authority to operate regular transportation service between Arnold and Angels Camp, Sonora, and Bear Valley, with intermediate stops. Applicant also proposes to provide transportation service from Arnold to special events in the area.

2. No protest to the application has been received.

3. Public convenience and necessity require that the proposed service be established.

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

5. Applicant has demonstrated that the service should be established as soon as possible.

Conclusions of Law

1. Public convenience and necessity have been demonstrated and the application should be granted as set forth in the order.

2. The order should be effective on the date signed because public convenience requires prompt commencement of the proposed service.

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 features of these rights at any time.

ORDER

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Janet Lee Booker, authorizing her 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-7077, to transport persons and their 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 showing the mandatory or reservation-only stops within 120 days after this order is effective.

- c. State in the 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 the expanded operations on the date that the Executive Director mails a notice to applicant that her 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. This application is granted as set forth above.
This order is effective 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

[Handwritten Signature]
Executive Director

T/TEE/tee

Appendix PSC-7077

Janet Lee Booker

Original Title Page

CERTIFICATE

OF

PUBLIC CONVENIENCE AND NECESSITY

AS A PASSENGER STAGE CORPORATION

PSC-7077

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 91-06-009, dated
June 5, 1991 of the Public Utilities Commission of the
State of California in Application 91-01-017.

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Appendix PSC-7077

Janet Lee Booker

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Issued by California Public Utilities Commission.

Decision 91-06-009, Application 91-01-017.

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

Janet Lee Booker 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 scheduled basis, between Arnold on the one hand, and Murphys, Angels Camp, Sonora, Columbia, and Bear Valley on the other hand, along the routes described in Section 2, 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 operation 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.

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SECTION 2. ROUTE DESCRIPTIONS.

Route 1. ARNOLD - ANGELS CAMP - COLUMBIA - SONORA

Commencing in Arnold, then along the most convenient streets and highways to Angels Camp, Columbia and Sonora.

Route 2. ARNOLD - ANGELS CAMP

Commencing in Arnold, then along the most convenient streets and highways to Angels Camp.

Route 3. ARNOLD - BEAR VALLEY

Commencing in Arnold, then along the most convenient streets and highways to Bear Valley.