

Mailed

OCT 11 1991

Decision 91-10-010 October 11, 1991

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
Valen Transportation, Inc., for a )  
certificate of public convenience )  
and necessity to operate as an on- )  
call passenger stage corporation )  
between Orange County on the one )  
hand, and, on the other, specified )  
portions of San Diego County. )

Application 90-09-054  
(Filed September 18, 1990)

O P I N I O N

Valen Transportation, Inc., a California Corporation, requests authority under Public Utilities (PU) Code § 1031, et seq. to operate as an on-call passenger stage corporation between points in Orange County, on the one hand, and points in San Diego County, on the other hand.

Notice of the filing of the application appeared in the Commission's Daily Transportation Calendar on September 28, 1990, and no protests have been received.

Transportation Division's Supplemental Advice of Participation filed July 18, 1991 states that applicant has supplied additional information by way of a supplement to its application and that its application is now complete.

As applicant has been operating interstate service between cities in California and points in Arizona and Nevada under Interstate Commerce Commission authority, Transportation Division believes that applicant has the necessary experience and resources to provide the proposed service and recommends ex parte approval 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.

Conclusions of Law

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

2. As no protests have been filed and there is a public need for the service, this order should be effective immediately.

3. 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.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Valen Transportation, Inc. 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-6795, 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 its 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 its 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. Applicant shall comply with PU Code §§ 460.7 and 1043, relating to the Workers' Compensation laws of this state.

6. The application is granted as set forth above.

This order is effective today.

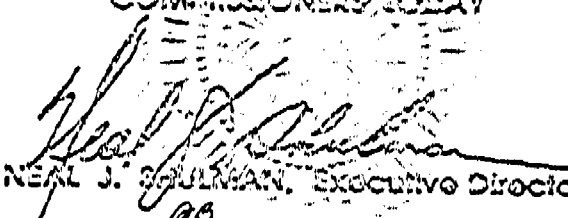
Dated October 11, 1991, at San Francisco, California.

JOHN B. OHANIAN  
DANIEL Wm. FESSLER  
NORMAN D. SHUMWAY  
Commissioners

Commissioner Patricia M. Eckert,  
being necessarily absent, did  
not participate.

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

- 3 -

  
NEAL J. SPULMAN, Executive Director

T/MEE/ebi

Appendix PSC-6795

Valen Transportation, Inc.

Original Title Page

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY  
AS A PASSENGER STAGE CORPORATION  
PSC-6795

---

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 91-10-010, dated  
October 11, 1991 of the Public Utilities Commission of the  
State of California in Application 90-09-054.

I N D E X

	<u>Page</u>
SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS, AND SPECIFICATIONS.....	2
SECTION 2. SERVICE AREA DESCRIPTION.....	3
SECTION 3. ROUTE DESCRIPTIONS.....	3

Issued by California Public Utilities Commission.

Decision 91-10-010, Application 90-09-054.

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

Valen Transportation, 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 an on-call-scheduled basis, between hotels/motels in the Cities of Anaheim, Buena Park, Orange and Fullerton, in Orange County, on the one hand, and points in San Diego County, described in Section 2, 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 routes at any time and subject to the following provisions:

- (a) This certificate does not authorize the holder to provide service between points within Orange County or San Diego County, roundtrip sightseeing service, or service to personal residences.
- (b) When route descriptions are given in one direction, they apply to operations in either direction unless otherwise indicated.
- (c) No passengers shall be transported except those having a point of origin or destination at hotels and motels within the Cities of Anaheim, Buena Park, Orange or Fullerton in Orange County.
- (d) The term "on-call" as used refers to service which is authorized to be rendered dependent on the demands of passengers. The tariffs shall show the conditions under which each authorized on-call service will be provided, and 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.

Issued by California Public Utilities Commission.

Decision 91-10-010, Application 90-09-054.

SECTION 2. SERVICE AREA DESCRIPTIONS.

San Diego County

Hotels/motels and non-residential points within the geographical limits of the cities of Coronado, Chula Vista, El Cajon, Imperial Beach, La Mesa, Lemon Grove, National City, Santee and Spring Valley, and the following zip code communities in the City of San Diego:

92037, 92101, 92102, 92103, 92104, 92105, 92106, 92107, 92108, 92109, 92110, 92111, 92112, 92113, 92114, 92115, 92116, 92117, 92119, 92120, 92122, 92123, 92124, 92133-92136, 92138-92140, 92154, 92173.

The above postal zip codes generally include but are not limited to the communities of Bay Park, Clairemont, Crown Point, Del Cerro, Downtown San Diego, Encanto, Granville, Hillcrest, Kearney Mesa, Kensington, La Jolla, Linda Vista, Logan Heights, Loma Portal, Marine Recruit Depot, Mission Beach, Mission Hills, Mission Valley, Mission Village, Naval Hospital, Normal Heights, North Park, Ocean Beach, Old Town, Pacific Beach, Paradise Hills and Point Loma.

SECTION 3. ROUTE DESCRIPTIONS

On-call, door-to-door, service

Commencing at hotels and motels within the geographical limits of the Cities of Anaheim, Buena Park, Fullerton and Orange in Orange County, then via the most convenient streets and highways to any point within the service area described in Section 2.

Issued by California Public Utilities Commission.

Decision 91-10-010, Application 90-09-054.