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Decision 92-03-070 March 31, 1992

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of Hooshang Fereidooni dba Rainbow )  
Airporter Shuttle Service for )  
authority to operate as a )  
passenger stage corporation )  
between points in the City and )  
County of San Francisco and the )  
San Francisco International Airport.)

**ORIGINAL**  
Application 91-11-012  
(Filed November 1, 1991)

O P I N I O N

Hooshang Fereidooni (applicant), an individual doing business as Rainbow Airporter Shuttle Service, seeks a certificate of public convenience and necessity (CPCN) to establish and operate a passenger stage corporation, under § 1031 of the California Public Utilities (PU) Code, for transportation of passengers between points in the City and County of San Francisco and the San Francisco International Airport.

Applicant proposes to operate a 24-hour on-call door-to-door service seven days a week. The service will be provided pursuant to advanced arrangements. A description of the proposed service area is included in Exhibit A attached to the application. A map showing the proposed area of service is attached as Exhibit B to the application. The proposed fares and rates to be assessed are set forth in Exhibit C to the application.

Applicant has arranged to acquire two nine-passenger 1989 model year Ford vans. Applicant proposes to conduct its initial operation with these vans and acquire additional vehicles if needed.

Exhibit D, attached to the application, is a copy of the applicant's balance sheet as of October 27, 1991. It shows assets of \$389,850, offset by liabilities of \$65,500, resulting in net worth of \$324,350.

The application was served in accordance with Rule 21(k) of the Commission's Rules of Practice and Procedure. Notice of the filing of the application was published in the Commission's Daily Transportation Calendar on November 22, 1991. No protests to the granting of the application have been received.

The Transportation Division has reviewed the application and recommends that it be granted by an ex parte order.

In addition, this application (filed on November 1, 1991) will not be affected by Commission Resolution TEA-1, which imposes a moratorium on approvals of applications filed after November 6, 1991 for operating a passenger stage corporation at Los Angeles or San Francisco International Airports.

The public convenience and necessity will be served by granting applicant a CPCN to operate as a passenger stage corporation.

Findings of Fact

1. Applicant seeks authority to perform operations as a passenger stage corporation between points in the City and County of San Francisco and the San Francisco International Airport.
2. Applicant has the ability and financial resources to provide the proposed service.
3. Public convenience and necessity require the issuance of a certificate to perform the proposed service.
4. No protests have been received.
5. A public hearing is not necessary.
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.

Conclusions of Law

1. The application should be granted.
2. As there is a public need for the service, this order should be effective immediately.

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. A certificate of public convenience and necessity is granted to Hooshang Fereidooni (applicant), doing business as Rainbow Airporter Shuttle Service, authorizing him to operate a passenger stage corporation, as defined in Public Utilities (PU) Code § 226, between the points and over the routes set forth in Appendix PSC 7443, 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 his 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 his 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 Public Utilities Code §§ 460.7 and 1043 relating to Workers' Compensation laws of this state.

6. The application is granted as set forth above.

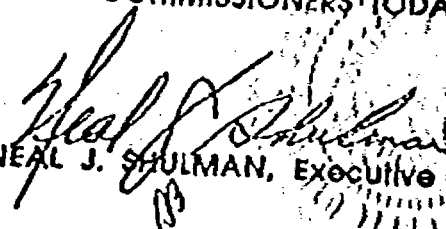
7. This proceeding is closed.

This order is effective today.

Dated March 31, 1992, at San Francisco, California.

DANIEL Wm. FESSLER  
President  
JOHN B. OHANIAN  
PATRICIA M. ECKERT  
NORMAN D. SHUMWAY  
Commissioners

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

  
NEAL J. SAULMAN, Executive Director

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY  
AS A PASSENGER STAGE CORPORATION  
PSC-7443

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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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Issued under authority of Decision 92-03-070,  
dated March 31, 1992, of the Public Utilities Commission of  
the State of California in Application 91-11-012.

I N D E X

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

Issued by California Public Utilities Commission.

Decision 92-03-070 , Application 91-11-012.

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

Hooshang Fereidooni, an individual, 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" basis, between the points described in Section II, and San Francisco International Airport (SFO), over and along the route described in Section III, subject, however, to the authority of this Commission to change or modify the route 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. 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.
- c. No passengers shall be transported except those having a point of origin or destination at SFO.
- d. 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 AREA.

San Francisco City and County

SECTION III. ROUTE DESCRIPTION.

ON -CALL SERVICE

Commencing from any point or place in the Service Area described in Section II then over the most convenient streets and highways to San Francisco International Airport.

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