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Decision 92 04 060 APR 22 1992

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application
of Capitol Airport Express to
establish a Zone of Rate Freedom
[ZORF] for its airport passenger
fares between its authorized
service areas in Sacramento County,
West Sacramento in Yolo County and
Sacramento Metropolitan Airport.

ORIGINAL

Application 92-01-042
(Filed January 21, 1992;
amended March 18, 1992)

O P I N I O N

Capitol Airport Express, a corporation, (Applicant), a passenger stage corporation (PSC-7188), requests authority for zone of rate freedom (ZORF) fares to increase existing fares under Public Utilities (PU) Code § 454.2. Applicant provides on-call service between points in the County of Sacramento, and West Sacramento in Yolo County, on the one hand, and Sacramento Metropolitan Airport, on the other hand.

Applicant's existing authority was granted by Decision (D.) 91-08-005, which established applicant's existing fares of \$8, \$12, \$16, and \$23 and service Zones I, II, III, and IV.

This application, as amended, proposes the following ZORF indicating the lower or minimum and upper or maximum limits from its present fares:

Zone	Minimum Limit	Present Fares	Maximum Limit
I (Downtown Sacramento)	\$2	8	3
II (Inner Sacramento)	3	12	6
III (Outer Sacramento)	3	16	6
IV (Elk Grove)	3	23	7
City of Folsom	3	23	9

Each additional passenger in the same party would be charged \$10.

Applicant also requests authority to establish a fare structure from or to the City of Folsom (Folsom). The present fare of \$23 for Zone IV that now includes Folsom, will also be adopted for Folsom.

Exhibit "A" of the application is an Income Statement for the 3-month period ending on December 31, 1991. Applicant indicates revenue from its van operations of \$2,859, other revenue of \$255, and expenses of \$5,930, with a resultant loss of \$2,816.

Applicant competes with other passenger stage corporations, taxi cabs, limousines, and automobiles in its service area.

Applicant attached to its application, as amended, a "Proof of Service by Mail" mailed on January 14 and March 16, 1992, in compliance with Rule 24 of the Commission's Rules of Practice and Procedure.

When implemented, the proposed ZORF may conflict with PU Code § 460. Applicant should be allowed to deviate from the long- and short-haul provisions of PU Code § 460.

Findings of Fact

1. Applicant is a passenger stage corporation operating an on-call service between points in the County of Sacramento, and West Sacramento in Yolo County, on the one hand, and Sacramento Metropolitan Airport, on the other hand.

2. Applicant requests authority to establish a ZORF as proposed in its application, as amended.

3. Applicant competes with other passenger stage corporations, taxi cabs, limousines, and automobiles in its operations.

4. The granting of an exemption to the long- and short-haul provisions of PU Code § 460 is appropriate in this case.

5. Notice of the filing of this application, as amended, appeared on the Commission's Daily Transportation Calendar on January 29, and March 24, 1992. No protests to the application have been filed.

Conclusions of Law

1. The application, as amended, for ZORF should be granted.
2. A public hearing is not necessary.
3. Before applicant charges fares under the ZORF authorized below, it should give this Commission 10 days' notice.
4. The filing of ZORF fares should be accompanied by a tariff amendment showing between each service point and the airport the high and low ends of the ZORF and the then currently effective rate.
5. In order to make the proposed fares changes available as soon as possible, the following order should be effective on the date of this decision.

O R D E R

IT IS ORDERED that:

1. Capitol Airport Express, a corporation (Applicant), is authorized under Public Utilities (PU) Code § 454.2 to establish fares within a zone of rate freedom (ZORF) for: Zone I between the lower limit(-) of \$2 and the upper limit(+) of \$3 from \$8; Zones 2 and 3 between -\$3 and +\$6 from its present fares; Zone 4 between -\$3 and +\$7 from \$23; and Folsom between -\$3 and +\$9 from \$23.
2. Applicant shall file a ZORF tariff in accordance with the application on not less than 10 days' notice to the Commission and to the public and subject to Commission approval. The ZORF shall expire unless exercised within 60 days after the effective date of this order.

3. Applicant may make changes within the ZORF by filing amended tariffs on not less than 10 days' notice to the Commission and to the public. The tariff shall include for each route the authorized maximum and minimum fares and the fare to be charged.

4. Applicant is exempted from the long- and short-haul provision of PU Code § 460 in setting the authorized ZORF fares.

5. In addition to posting and filing tariffs, applicant shall post notices explaining fare changes in its terminals and passenger-carrying vehicles. Such notices shall be posted at least 5 days before the effective date of the fare changes and shall remain posted for at least 30 days.

6. The application is granted as set forth above.

This order is effective today.

Dated APR 22 1992, at San Francisco,

California.

DANIEL Wm. FESSLER
President

JOHN B. CHANIAN

PATRICIA M. ECKERT

NORMAN D. SHUMWAY

Commissioners

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

Neal J. Shulman
NEAL J. SHULMAN, Executive Director
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