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Decision

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Airport Cruiser, Inc.)  
to establish a Zone of Rate Freedom )  
for passenger stage service between )  
points in its authorized service )  
areas between points in Orange )  
County, on the one hand, and LAX and )  
SNA airports. )

ORIGINAL

Application 91-12-026  
(Filed December 17, 1991)

O P I N I O N

Airport Cruiser, Inc., (Applicant), a passenger stage corporation (PSC-5877), requests authority for zones of rate freedom fares (ZORF) to increase existing fares under Public Utilities (PU) Code § 454.2. Applicant transports passengers and their baggage on a scheduled service between the cities of Anaheim, Buena Park, Newport Beach, Irvine, and Costa Mesa, on the one hand, and Los Angeles International Airport (LAX), on the other hand, and in the cities of Garden Grove and Orange, on the one hand, and John Wayne Airport (SNA), on the other hand.

Applicant's existing fares were authorized by Decision (D.) 91-07-041, as amended by D.91-09-048.

Applicant requests a ZORF for all of its service points as indicated in Exhibit "3".

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

Applicant did not attach to its application a "Certificate of Service". However, Applicant sent a certified letter dated February 12, 1992 addressed to the Commission's

Docket Office. Attached to this letter is a "Certificate of Service" that states in part: "... On the 12th day of February, 1992, I caused the forgoing (sic) Application of Airport Cruiser, Inc. to be served on the following named entities by depositing copies of the same, enclosed in sealed envelopes, with postage thereon fully prepaid, in the United States Mail at Buena Park, California addressed as follows...". Applicant said it served copies of its application on various governmental agencies. No protests have been filed. Since this is a ZORF, rather than a fare increase that is subject to Section 454, affecting transportation from and to the airports where there are numerous other carriers, the Commission staff is of the opinion that notification to the various governmental agencies has been accomplished.

The proposed ZORF when implemented, may conflict with PU Code § 460. Applicant should be exempted from the long- and short-haul provisions of PU Code § 460.

Findings of Fact

1. Applicant is a passenger stage corporation operating on a scheduled service between the cities of Anaheim, Buena Park, Newport Beach, Irvine, and Costa Mesa, on the one hand, and LAX, on the other hand, and in the cities of Garden Grove and Orange, on the one hand, and SNA, on the other hand.

2. Applicant requests authority for a ZORF as proposed in its application.

3. Applicant competes with passenger stage corporations, taxi cabs, limousines, buses, 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.

6. No protests have been received.

Notice of the filing of the application appeared on the Commission's Daily Transportation Calendar on December 27, 1991.

Conclusions of Law

1. The application 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. Airport Cruiser, Inc., (Applicant), is authorized under Public Utilities (PU) Code § 454.2 to establish the zones of rate freedom (ZORF) fares requested in Exhibit 3 of Application 91-12-026. Applicant may set fares within the ZORF between the lower limit of the ZORF and the upper limit of the ZORF.
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

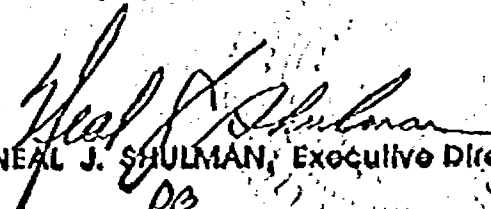
JOHN B. CHANIAN

PATRICIA M. ECKERT

NORMAN D. SHUMWAY

Commissioners

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

  
NEAL J. SHULMAN, Executive Director