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Decision 92-06-049 June 17, 1992

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
Paging Network of San Francisco, Inc.,)
(U-2044-C), a Delaware corporation,)
for a certificate to construct)
additional radiotelephone utility)
facilities serving areas in and around)
Redding, CA and King City, CA as may be)
required by Section 1001 et seq. of)
the California Public Utilities Code.)

ORIGINAL

Application 92-03-045
(Filed March 26, 1992)

O P I N I O N

Paging Network of San Francisco, Inc. (applicant) requests a certificate of public convenience and necessity (CPC&N) to construct additional radiotelephone utility (RTU) facilities in and around Redding and King City, pursuant to Public Utilities Code § 1001 et seq. A map and engineering statements of the proposed service area is attached to the application as Exhibit B.

Copies of the application have been served on cities and counties within the proposed service territory and on other entities with which the proposed service is likely to compete, as listed in applicant's declaration of service attached to its application.

Notice of the application appeared in the Commission's Daily Calendar of March 31, 1992. No protests to the application have been received; therefore, a public hearing is not necessary.

Applicant possesses the requisite Federal Communications Commission (FCC) permit to construct additional base station facilities at 6188 Placer Street, Redding and at Williams Hill, approximately 19 miles southeast of King City on a frequency of 931.18750 megahertz (MHz), Exhibit C to the application.

Applicant, a Delaware corporation qualified to do business in California, is a certificated RTU providing one-way

paging service throughout its certificated service area which ranges from Sonoma County in the north to Sacramento County in the east and south through Santa Clara, Fresno and Visalia.

Applicant represents that there is a large market of potential users whose service needs are not being met and can be met by applicant. In addition, this application will extend applicant's current service area coverage in new areas.

Total capital requirement for the proposed facilities will be approximately \$56,000. Applicant will finance the construction and operation of its additional base station facilities, including transmitters, antennas, transmission line, and related equipment from existing capital and from its existing line of credit with its parent company, Paging Network, Inc. Paging Network, Inc. has committed to make available to applicant \$56,000, or such funds that are necessary, for equipment and construction of applicant's requested base station facilities through cash or under its existing line of credit with the Toronto-Dominion Bank.

Applicant will offer state-of-the-art paging services as they are developed at the 900 MHz. The service offerings will be fully automatic and interconnected. Service will initially include tone-only, numeric display, alphanumeric display and tone-and-voice service. There will be a new control station for the proposed base station facilities. Additionally, automatic alarms will provide immediate notification of certain technical failures. A 24-hour trouble reporting number will be given to all subscribers, and response to system failures will be on a 24-hour, seven-day-per-week basis. Maintenance and repair services will be provided by applicant's experienced technicians.

The proposed facilities will be located on existing towers in existing antenna farms. Therefore, it can be seen with certainty that there is no possibility that the grant of this application may have a significant effect on the environment.

The rates to be charged for applicant's proposed service are the same rates and charges for similar services that applicant presently has on file with the Commission.

Findings of Fact

1. Applicant requests a CPC&N to construct and operate additional base station facilities in Redding and King City.
2. Copies of the application were served on the cities and counties within applicant's proposed service territory and on other entities with which applicant's proposed service is likely to compete.
3. Notice of the application appeared in the Commission's Daily Calendar of March 31, 1992.
4. No protests to the application have been received.
5. Applicant possesses the requisite FCC permit.
6. Applicant is a certificated RTU.
7. Public convenience and necessity require the granting of this application, to be effective on the date signed.
8. The proposed operation is technically and economically feasible.
9. It can be seen with certainty that there is no possibility that the grant of this application may have a significant effect on the environment.

Conclusion of Law

The application should be granted.

Only the amount paid to the State for operating 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 Paging network of San Francisco, Inc. (applicant) to construct and operate a one-way radiotelephone public utility with additional base station facilities located at 6188 Placer Street, Redding (Lat. 40° 33' 46" N, Long. 122° 27' 07" W) and Williams Hill, approximately 19 miles southeast of King City (Lat. 35° 57' 06 N, Long. 121° 00' 03" W) and a service area as shown in Exhibit B to Application (A.) 92-03-045.
2. Within 30 days after this order is effective, applicant shall file a written acceptance of the certificate granted in this proceeding.
3. Applicant is authorized to file, after the effective date of this order and in compliance with General Order 96-A, tariffs applicable to the service authorized containing rates, charges, and rules applicable to its radiotelephone services. The tariffs shall become effective on not less than 5 days' notice. The rates and charges shall be the same as for similar services that applicant presently has on file with the Commission.
4. Applicant shall file as part of its individual tariff, after the effective date of this order and, consistent with Ordering Paragraph 3, engineered service area maps drawn in conformity with Federal Communications Commission (FCC) Rule 22.504 (b)(2), consistent with its proposed service areas as shown on the maps in Exhibit B to A.92-03-045.
5. Applicant shall notify the Commission's Advisory and Compliance Division Director in writing of the date service is first rendered to the public as authorized herein, within 5 days after service begins.
6. The corporate identification number assigned to applicant is U-2044-C which should be included in the caption of all original

filings with the Commission, and in the titles of other pleadings filed in existing cases.

7. The certificate granted and the authority to render service under the rates, charges, and rules authorized will expire if not exercised within 12 months after the effective date of this order.

8. Applicant shall provide a copy of this decision to concerned local permitting agencies not later than 30 days from today.

9. A.92-03-045 is closed.

This order is effective today.

Dated June 17, 1992, at San Francisco, California.

DANIEL Wm. FESSLER
President

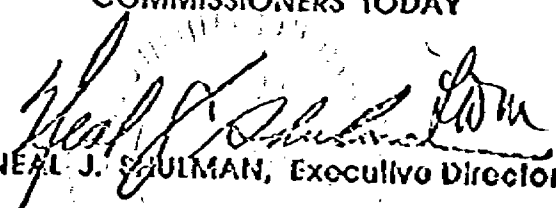
JOHN B. OHANIAN

PATRICIA M. ECKERT

NORMAN D. SHUMWAY

Commissioners

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


NEAL J. SCHULMAN, Executive Director