

JUL 22 1992

Decision 92-07-064 July 22, 1992

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
Mohammad R.D. Babakan for authority)
to operate a shuttle passenger stage)
corporation service between any point)
in California, with a particular)
focus on Los Angeles, Riverside, and)
Orange Counties.)

ORIGINAL
Application 92-03-014
(Filed March 2, 1992)

O P I N I O N

Mohammad R.D. Babakan, doing business as Inner-State, seeks a certificate of public convenience and necessity (CPC&N) to operate as a passenger stage corporation, pursuant to Public Utilities (PU) Code § 1031. This decision grants the application.

Babakan has his principal place of business at 7850 Sunset Boulevard, #206, Los Angeles. He seeks to operate a door-to-door shuttle service between any point in Los Angeles, Riverside, and Orange Counties, focusing mostly on the area between Los Angeles and Palm Springs. The service proposed by Babakan is to be distinguished from existing service that focuses on airports. Babakan proposes door-to-door, city-to-city service only, excluding service to local or international airports. He alleges that this form of service is essential to elderly people no longer able to drive, to blind people, and to people who can drive and do own their own automobiles but do not wish to add expensive mileage to their cars, all of whom do not wish to go to any airport terminals but rather to be picked up at their doorsteps with their baggage and be dropped off at the doorsteps of their destination, using a ride-sharing concept.

Exhibit C to the application is a table showing the approximate boundaries of applicant's proposed service area.

<u>To/From Los Angeles County</u>	<u>Approximate Mileages</u>
North to San Fernando Valley	30 miles
South to Palos Verdes	25 miles
West to Calabasas	25 miles
East to Palm Springs - Riverside County	110 miles
East to West Covina	25 miles
South to San Diego - San Diego County	130 miles

Babakan proposes to operate his door-to-door shuttle service on a daily schedule basis, available to the public seven days per week.

Babakan proposes \$40 and \$50 regular one-way adult fares. The \$40 fare is for service between Los Angeles County and vicinity, on the one hand, and San Bernardino County and Palm Springs, on the other hand. The \$50 fare is for service between Los Angeles County and vicinity, on the one hand, and Orange County and San Diego, on the other hand. These fares are one-way fares for each rider, except that children under 12 years of age will be charged one-half the regular fare. All other persons will be charged the regular fare.

Applicant, a sole proprietor, is a former airline pilot currently employed as office manager of Golden Star Airport Shuttle in Los Angeles. He is currently licensed to operate the equipment proposed for use in his service and will drive the van himself. Babakan owns an eight cylinder Chrysler passenger van with a seating capacity of seven passengers and additional room for luggage. As a back-up vehicle in the event of a breakdown, applicant will lease another passenger van from a rental company. Applicant will cover each vehicle used in his service with liability insurance in amounts that exceed the minimum required under General Order 101-E. He will garage his vehicle, and service and maintain it himself at his office.

Applicant's balance sheet as of February 10, 1992, shows a net worth of \$153,000. Accordingly, applicant appears able financially to support the proposed operation.

Findings of Fact

1. The public convenience and necessity require the service proposed by Babakan.
2. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.
3. Babakan has the experience and financial ability to provide the proposed service.
4. No protest to the application has been received from any public transit operator serving the territory applicant proposes to serve.
5. No other protests have been filed.
6. A public hearing is not necessary.
7. Babakan does not seek authority to provide passenger stage service to or from any local or international airport in California.

Conclusions of Law

1. The application should be granted with the proviso that the certificate be restricted to providing city-to-city passenger stage service as proposed in the application and that service to or from any local or international airport in California shall not be provided.
2. Since this application is not protested, the following order should be effective immediately.

ORDER

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Mohammad R.D. Babakan, doing business as Inner-State, authorizing him 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-6892, to transport persons and their 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 Order 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. Babakan shall not serve any local or international airport in California unless he first obtains additional authority from the Commission.

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 PU Code §§ 460.7 and 1043, relating to the Workers' Compensation laws of this state.

6. The application is granted as set forth above:

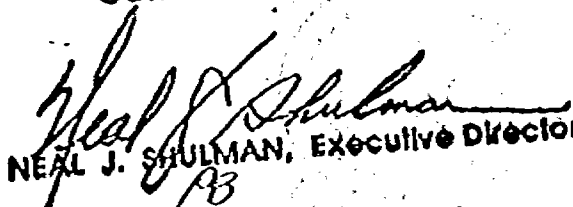
This order is effective today.

Dated July 22, 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. SHULMAN, Executive Director
AB

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Appendix PSC-6892

Mohammad R. D. Babakan

Original Title Page

CERTIFICATE

OF

PUBLIC CONVENIENCE AND NECESSITY

AS A PASSENGER STAGE CORPORATION

PSC-6892

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 92-07-064, dated
July 22, 1992 of the Public Utilities Commission of the
State of California in Application 92-03-014.

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Issued by California Public Utilities Commission.

Decision 92-07-064, Application 92-03-014.

SECTION 2. SERVICE AREA DESCRIPTIONS.

Riverside County

All points within the geographical limits of the City of Palm Springs.

San Diego County

All points within the geographical limits of San Diego County.

Los Angeles County

All points within the geographical limits of Los Angeles County, except local or international airports.

SECTION 3. ROUTE DESCRIPTIONS

On-call, door-to-door, service

Route 1. Commencing at any point within the geographical limits of Los Angeles County, then via the most convenient streets and highways to the City of Palm Springs described in Section 2.

Route 2. Commencing at any point within the geographical limits of Los Angeles County, then via the most convenient streets and highways to the City of San Diego described in Section 2.

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CORRECTION

**THIS DOCUMENT HAS
BEEN REPHOTOGRAPHED
TO ASSURE
LEGIBILITY**

I N D E X

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

Mohammad R.D. Babakan, 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, door-to-door, basis, between points in Los Angeles County and the City of Palm Springs, on the one hand, and between points in Los Angeles County and points in the City of San Diego, on the other hand, described in Section 2, 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 conduct any operations on the property of or into any airport.
- (b) When route descriptions are given in one direction, they apply to operations in either direction unless otherwise indicated.
- (c) Only passengers traveling between points in Los Angeles County and the City of Palm Springs, on the one hand, and between Los Angeles County and the City of San Diego, on the other hand, shall be transported.
- (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.

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Route 2. Commencing at any point within the geographical limits of Los Angeles County, then via the most convenient streets and highways to the City of San Diego described in Section 2.

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