

Decision 92 09 050 September 2, 1992

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Kamran Chitgar to )  
establish zone of rate freedom for )  
passenger stage service between )  
his authorized service areas and )  
the San Francisco, Oakland, and )  
San Jose International Airports. )

Application 92-05-055  
(Filed May 18, 1992)

O P I N I O N

Kamran Chitgar, an individual, doing business as Express Airport Shuttle (Applicant), operates a passenger stage corporation (PSC-5957). Applicant requests authority to establish a zone of rate freedom (ZORF) to increase existing fares under Public Utilities (PU) Code § 454.2. Applicant transports passengers and their baggage on an "on-call" basis between points in the counties of San Francisco, San Mateo, Santa Clara, Alameda, and Contra Costa, on the one hand, and San Francisco (SFO), Oakland (OAK), and San Jose (SJC) International Airports, on the other hand.

Applicant's existing fares were authorized by Decision (D.) 91-04-047.

Applicant requests a ZORF for all of its service points as indicated in Exhibit "B". Applicant proposes to establish a ZORF of \$10 for the upper and lower limits from the present fares. Any fare that indicates a fare of \$0 or less as the result of the ZORF will be adjusted to a minimum of \$3.00.

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

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 an "on-call" basis between points in the counties of San Francisco, San Mateo, Santa Clara, Alameda, and Contra Costa, on the one hand, and SFO, OAK, and SJC International Airports, on the other hand.

2. Applicant's present fares were authorized by D.91-04-047.

3. Applicant requests authority to establish a ZORF of \$10 above and below his present fares. Any fare that will result in \$0 will be adjusted to a minimum of \$3.

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

5. 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.

7. A public hearing is not necessary.

8. Notice of the filing of the application appeared on the June 12, 1992 Daily Transportation Calendar.

Conclusions of Law

1. The application for ZORF should be granted.

2. Before applicant charges fares under the ZORF authorized below, it should give this Commission 10 days' notice.

3. 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.

4. In order to make the proposed fare changes available as soon as possible, the following order should be effective on the date of this decision.

ORDER

IT IS ORDERED that:

1. Kamran Chitgar, an individual (Applicant), is authorized under Public Utilities (PU) Code § 454.2 to establish the zones of rate freedom (ZORF) fares between the lower and upper limit of the ZORF of \$10 below and above the present authorized fares, except where application of ZORF reduces a fare to \$0 such fare will be adjusted to a minimum of \$3.

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.

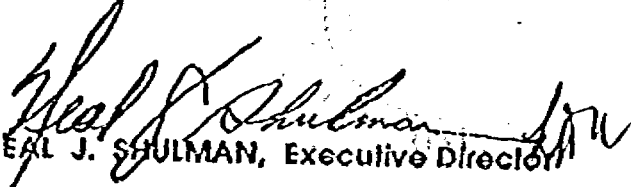
Dated September 2, 1992, at San Francisco, California.

DANIEL Wm. FESSLER  
President

JOHN B. OHANIAN  
NORMAN D. SHUMWAY  
Commissioners

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

Commissioner Patricia M. Eckert, being  
necessarily absent, did not participate.

  
NEAL J. SHULMAN, Executive Director