

OCT 6 1992

Decision 92-10-003 October 6, 1992

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Kamran Chitgar)
 for a certificate of public)
 convenience and necessity to)
 operate as a passenger stage)
 corporation between the Counties)
 of Contra Costa, Alameda and)
 San Francisco and Oakland, and)
 San Jose International Airports.)

ORIGINAL

Application 92-06-016
(Filed June 12, 1992)

O P I N I O N

Kamran Chitgar (applicant), doing business as Express Airport Shuttle, now holds substantial authority to carry passengers to and from the named airports (PSC-5957). He proposes to add additional communities to the list of those served.

Applicant allegedly has the ability, equipment, and financial resources to perform the proposed service. Public convenience and necessity allegedly require the institution of the proposed service.

Notice of filing of the application appeared in the Commission's Daily Transportation Calendar on June 29, 1992. In addition, notice of the filing of the application was served by applicant on all governmental agencies and regional transportation planning agencies within whose boundaries passengers will be loaded and unloaded. There have been no protests to the application. On July 31, 1992, our Transportation Division Staff distributed an Advice of Participation memo recommending that the application be granted without hearing.

Findings of Fact

1. Applicant has the ability, equipment, and financial resources to perform the proposed service. Public convenience and necessity require that the proposed service be instituted.
2. No protests to the application have been filed.

3. A public hearing is not necessary.

Conclusions of Law

1. Public convenience and necessity have been demonstrated, and a certificate should be granted to applicant.

2. This order should be effective immediately.

Only the amount paid to the State for operative rights may be used in rate fixing. The State may grant any number of rights and may cancel or modify the monopoly feature of these rights at any time.

O R D E R

IT IS ORDERED that:

1. The certificate of public convenience and necessity granted to Kamran Chitgar (applicant), authorizing him to operate as a passenger stage corporation, as defined in Public Utilities (PU) Code § 226, to transport persons and baggage, between the points and over the routes set forth in Appendix PSC-5957 of Decision 89-12-012, as amended, is further amended by replacing Third Revised Pages 2 and 3 with Fourth Revised Pages 2 and 3.

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 Orders Series 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. Before beginning service to any airport, applicant shall notify the airport's governing body. Applicant shall not operate into or on airport property unless such operations are also authorized by the airport's governing body.

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.

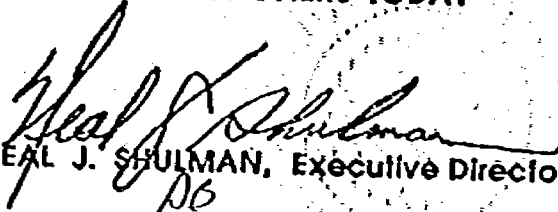
5. Applicant shall comply with PU Code §§ 460.7 and 1043, relating to the Workers' Compensation laws of this state.

- 6. The application is granted as set forth above.
- This order becomes effective 30 days from today.

Dated October 6, 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

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

Kamran Chitgar, by the certificate of public convenience and necessity granted by the *revised decision noted in the margin, is authorized to transport passengers and their baggage on an "on-call" and scheduled services between points as described in Section II, over and along the routes described in Section III, subject, however, to the authority of this Commission to change or modify the routes at any time and subject to the following provisions:

- a. When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.
- b. The term "on-call, as used, refers to service which is authorized to be rendered dependent on the demands of passengers. The tariffs and timetables shall show the conditions under which each authorized on-call service will be rendered.
- c. No passengers shall be transported except those having a point of origin or destination at either San Francisco, Oakland, or San Jose International Airports.
- d. This certificate does not authorize the holder to conduct any operation on the property of or into any airport unless such operation is authorized by the airport authority involved.

Issued by California Public Utilities Commission.

*Revised by Decision 92-10-003, Application 92-06-016.

SECTION II. SERVICE AREAS.

ON-CALL SERVICE

Counties of San Mateo, Santa Clara, San Francisco,
Contra Costa, and Alameda.

San Francisco International Airport (SFO)
Oakland International Airport (OAK)
San Jose International Airport (SJC)

SCHEDULED SERVICE

Rickey's Hyatt House, Palo Alto
San Jose International Airport
Fairmont Hotel, San Jose

SECTION III. ROUTE DESCRIPTIONS.

ON-CALL SERVICE

*Commencing from any point in the Counties of Santa
Clara, San Mateo, San Francisco, Contra Costa, and Alameda to
SFO, OAK, and SJC.

SCHEDULED SERVICE

Commencing from SFO, then over the most convenient
streets and highways to:

Rickey's Hyatt House, Palo Alto;
SJC;
and then to Fairmont Hotel, San Jose.

Issued by California Public Utilities Commission.

*Revised by Decision 92-10-003, Application 92-06-016.