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Decision 82 02 068 FEB - 8 1982

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of Ron Ratti, dba Airport Transfer, )  
for permanent authority to operate ) Application 60388  
as a passenger stage corporation ) (Filed March 24, 1981)  
between the financial district of )  
San Francisco and San Francisco )  
International Airport. )

ORDER TO SHOW CAUSE RE CONTEMPT (D.82-01-102 IN A.60388)  
AND NOTICE OF HEARING THEREON

Upon review and consideration of the Affidavit of Frank A. Marx in A.60388, attached hereto, and good cause appearing therefor,

IT IS HEREBY ORDERED that Ron Ratti dba Airport Transfer, a passenger stage corporation subject to the rules and regulations of the Public Utilities Commission of the State of California, pursuant to the authority granted by Commission Decision 90797 (A.57047), appear and show cause before Administrative Law Judge Donald B. Jarvis, in the Commission Courtroom, 350 McAllister Street, San Francisco, California on March 2, 1982, at 10:00 a.m., if any cause there be, why he should not be adjudged in contempt of the decision and order of this Commission made on January 19, 1982, in Application 60388, to wit, Decision 82-01-102, Ordering Paragraph No. 2, effective the date thereof.

IT IS FURTHER ORDERED that Ron Ratti dba Airport Transfer, further appear and show cause at the aforementioned time and place, if any cause there be, why the Commission should not (1) punish for such contempt as it may find by fining the said Ron Ratti as described in Public Utilities Code Section 2113 and/or by imprisoning the said Ron Ratti, until said Ron Ratti

complies with Commission D.82-01-102 and ceases operating as a passenger stage corporation without Commission authority, or (ii) pursue such other and additional remedies as may be appropriate.

IT IS FURTHER ORDERED that Ron Ratti dba Airport Transfer, appear and show cause before Administrative Law Judge Donald B. Jarvis, in the Commission Courtroom, 350 McAllister Street, San Francisco, California, on March 2, 1982, at 10:00 a.m., if any cause there be, why he should not be adjudged in contempt of this Commission's Directive, issued pursuant to General Order No. 101-C (Paragraph (9)) on January 5, 1982, suspending him from operating as a passenger stage corporation (PSC 1084), for failure to file a certificate of insurance with the Commission.

IT IS FURTHER ORDERED that Ron Ratti dba Airport Transfer, further appear and show cause at the aforementioned time and place, if any cause there be, why the Commission should not (i) punish for such contempt as it may find by fining the said Ron Ratti as described in Public Utilities Code Section 2113 and/or by imprisoning the said Ron Ratti, until said Ron Ratti ceases operating as a passenger stage corporation without insurance in contravention of the Commission's January 5, 1982 directive, or (ii) pursue such other and additional remedies as may be appropriate.

IT IS FURTHER ORDERED that Ron Ratti dba Airport Transfer, appear and show cause before Administrative Law Judge Donald B. Jarvis, in the Commission Courtroom, 350 McAllister Street, San Francisco, California, on March 2, 1982, at 10:00 a.m., if any cause there be, why he should not be adjudged in contempt of this Commission's Directive, issued pursuant to General Order No. 115-B (Paragraph (9)) on January 5, 1982, suspending him from operating as a Charter Party Carrier of

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Passengers (TCP 601P) for failure to file a certificate of insurance with the Commission.

IT IS FURTHER ORDERED that Ron Ratti dba Airport Transfer, further appear and show cause at the aforementioned time and place, if any cause there be, why the Commission should not (i) punish for such contempt as it may find by fining the said Ron Ratti as described in Public Utilities Code Section 2113 and/or by imprisoning the said Ron Ratti, until said Ron Ratti ceases operating as a Charter Party Carrier of Passengers without insurance in contravention of the Commission's January 5, 1982 directive, or (ii) pursue such other and additional remedies as may be appropriate.

The Executive Director of this Commission is directed to cause a true copy of this order and the Affidavit of Frank A. Marx attached hereto, to be personally served upon Ron Ratti dba Airport Transfer.

If Ron Ratti dba Airport Transfer is presently operating as a passenger stage corporation, and/or Charter Party Carrier of Passengers, without public liability and property damage insurance, and/or without authority from this Commission, he shall immediately cease and desist from so operating.

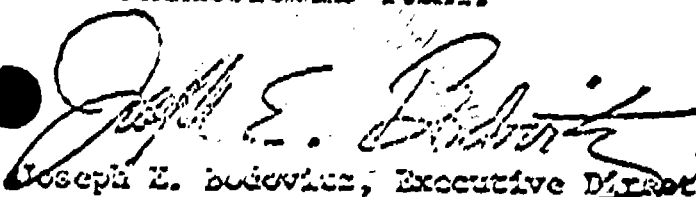
The effective date of this order is today.

Dated FEB 8 1982, at San Francisco, California.

JOHN E. BRYSON  
President  
RICHARD D. GRAVELLE  
PRISCILLA C. CREW  
Commissioners

Commissioner Leonard M. Grimes, Jr.,  
being necessarily absent, did not  
participate.

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

  
Joseph E. Bodovick, Executive Director

Commissioner VICTOR CALVO

Present but not participating.

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Application 60388  
(Filed March 24, 1981)

AFFIDAVIT OF FRANK A. MARX

STATE OF CALIFORNIA )  
City and County of San Francisco )

ss.

Frank A. Marx, being first duly sworn, deposes and says:

That he is employed as a Transportation Analyst by the Public Utilities Commission of the State of California (hereinafter "Commission"), with business address at 1390 Market Street, San Francisco, California 94102.

That in the course and scope of his duties with the Commission, he has investigated the passenger stage operations of Ron Ratti dba Airport Transfer (also known as Ron Ratti dba Bankers Limousine Service), (hereinafter "Ratti"), and has reviewed relevant Commission records in connection therewith; said investigation and review indicates the following:

That on September 12, 1979 the Commission issued D.90797 (in A.57047, filed February 2, 1977), granting Ratti a Certificate of Public Convenience and Necessity to operate as a passenger stage corporation (Public Utilities Code Section 226) between downtown San Francisco and the San Francisco International Airport (hereinafter "SFO"), subject to certain conditions contained in Ordering Paragraphs 2 and 3 of D.90797. Due to reservations about Ratti's fitness (D.90797, Finding of Fact No. 5), the authority granted by D.90797 was limited to eighteen (18) months, to expire March 12, 1981, unless extended by further order of the Commission.

That Ratti operated pursuant to this temporary grant of authority until its expiration on March 12, 1981, and continued to operate after that date, as a passenger stage corporation between downtown San Francisco and SFO, without Commission authority.

That on March 24, 1981, Ratti filed Application (A.) 60388 seeking permanent authority to operate the same passenger stage service that D.90797 authorized, and that Ratti continued to provide without authority.

That on January 19, 1982, the Commission denied A.60388 (D. 82-01-102), following four days of public hearing and extensive briefing of the issues by Ratti and various Protestants; in D.82-01-102 the Commission concluded that Ratti was unfit to receive permanent operating authority (D.82-01-102, Finding of Fact Nos. 5 through 17, Conclusions of Law Nos. 1 through 9), and ordered Ratti to cease and desist from providing passenger stage service between downtown San Francisco and SFO, effective January 19, 1982.

That a copy of D.82-01-102 was personally served on Ron Ratti on January 26, 1982.

That Ratti's certificate to show evidence of liability insurance with the Commission terminated on January 5, 1982, and that the Commission's records show no evidence of renewal of said liability insurance.

That on or about February 5, 1982, at approximately 9:30 a.m., affiant observed an Airport Transfer Dodge van (California License No. 1T44380) at the SFO North Terminal; the van was being operated by its driver at this time, but was devoid of passengers.

That on or about February 5, 1982, shortly after 2:00 p.m., affiant boarded an Airport Transfer Dodge van (California License No. 1T44380), at the intersection of Sansome and Clay Streets in downtown San Francisco. After picking up two additional passengers in downtown San Francisco, the driver of the Dodge van proceeded to SFO where affiant disembarked at the South Terminal at approximately 2:25 p.m., after paying the \$6.00 fare in cash.

That affiant subsequently checked Department of Motor Vehicles records and ascertained that the Dodge van (California License No. 1T44380) in question, is registered to Boronda, Inc. (96 Oliver Street, San Francisco, California), a corporation of which Ron Ratti is sole shareholder.

  
Frank A. Marx

Subscribed and sworn to before me  
this 8th day of February, 1982

  
Leona Fong

Notary Public in and for the  
City and County of San Francisco  
State of California

My Commission Expires:

