

SZ OS 050 AUG 4 - 1982

ORIGINAL

Decision \_\_\_\_\_

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of )  
 San Clemente Stage Lines, a corporation, )  
 to sell and transfer a certificate of )  
 public convenience and necessity )  
 authorizing its operation as a passenger )  
 stage corporation, pursuant to )  
 Section 1031 of the California Public )  
 Utilities Code; and San Clemente-Camp )  
 Pendleton Transit, a subsidiary of )  
 Hansen Medical Enterprises, Inc., a )  
 corporation, to acquire and control the )  
 certificated passenger stage corporation )  
 operations of San Clemente Stage Lines, )  
 a corporation. )

Application 82-04-74  
(Filed April 30, 1982)

O P I N I O N

San Clemente Stage Lines, Inc. (seller) and Hansen Medical Enterprises, Inc. (buyer), doing business as (dba) San Clemente-Camp Pendleton Transit, request authority under Public Utilities (PU) Code § 851 to carry out their agreement to transfer seller's certificate of public convenience and necessity to operate as a passenger stage corporation to buyer.

Seller is presently conducting operations under PSC-950 which was granted by Decision (D.) 89748, dated December 12, 1978, in Application 58381. The certificate authorizes seller to transport passengers between certain camps in the Camp Pendleton Marine Base, on the one hand, and the City of San Clemente and Disneyland in the City of Anaheim, on the other hand.

Applicants allege that no passenger stage corporation has authority or no other carrier provides service identical to that of seller. Applicants state that they will serve any party upon request. Applicants' request that Rule 37(a) concerning service be waived is granted.

As of March 1, 1982 seller and buyer entered into an agreement in which seller agreed to sell its certificate of public convenience and necessity to buyer.

Buyer proposes to adopt the tariffs of seller, file the necessary tariffs, and comply with all of our requirements.

After transfer, buyer avers that it is willing and able to perform the service. Buyer proposes to use seller's existing seven transit coaches and will purchase or lease additional vehicles if needed.

Seller's balance sheet as of December 31, 1981 shows total assets of \$60,000 and a net worth of \$47,000. Its income statement for the year 1981 shows total revenues of \$78,000 and net revenues of (\$7,000). The balance sheet of buyer as of December 31, 1981 shows total assets of \$530,000 and a net worth of (\$48,000). Its income statement for the year 1981 shows total revenues of \$1,687,000, and net revenues of \$37,000.

Notice of the filing of the application appeared in the Commission's Daily Calendar of May 4, 1982. No protests have been received.

Findings of Fact

1. Seller operates as a passenger stage corporation under the jurisdiction of this Commission.
2. Transfer of seller's certificate to buyer would not be adverse to the public interest.
3. No protests have been received.
4. A public hearing is not necessary.
5. There is no known opposition and no reason to delay granting the authority requested.

Conclusion of Law

1. The proposed transfer is in the public interest and should be authorized.

2. The effective date of the following order should be the date of signature since there is no known opposition or reason to delay the request.

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. By December 31, 1982, San Clemente Stage Lines, Inc., may sell and transfer the operative rights (and property) specified in the application to Hansen Medical Enterprises, Inc.

2. Purchaser shall:

- a. File with the Transportation Division written acceptance of the certificate and a copy of the bill of sale or other transfer document within 30 days after transfer.
- b. Amend or reissue seller's tariffs and timetables, state in them when the service will start, make them effective 10 or more days after this order is effective, and allow at least 10 days' notice to the Commission.
- c. Comply with General Orders Series 79, 98, 101, and 104, and the California Highway Patrol safety rules.
- d. File an annual report of seller's operations for the period from the first day of the current year to the date of transfer.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.

3. If the transfer is completed, on the effective date of the tariffs a certificate of public convenience and necessity is granted to Hansen Medical Enterprises, Inc., authorizing it 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-950, to transport passengers.

4. The certificate of public convenience and necessity granted to San Clemente Stage Lines, Inc. by D.89748 is revoked on the effective date of the tariffs.

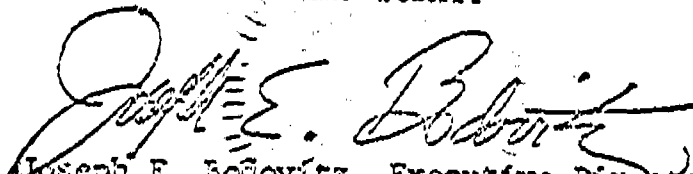
This order is effective today.

Dated AUG 4 1982, at San Francisco, California.

JOHN E. BRYSON  
President  
LEONARD M. GRIMES, JR.  
VICTOR CALVO  
PRISCILLA C. GREW  
COMMISSIONERS

Commissioner Richard D. Gravello, being necessarily absent, did not participate in the disposition of this proceeding.

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

  
Joseph E. Božovitz, Executive Director

T/am/jn

Appendix PSC-950 HANSEN MEDICAL ENTERPRISES, INC. Original Title Page

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY  
AS A PASSENGER STAGE CORPORATION  
PSC - 950

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Showing passenger stage operative rights, restrictions, limitations,  
exceptions, and privileges.

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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.

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Issued under authority of Decision 82 08 050, dated AUG 4 - 1982  
of the Public Utilities Commission of the State of California in  
Application 82-04-74.

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Issued by California Public Utilities Commission.

Decision 82 08 050, Application 82-04-74.

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

Hansen Medical Enterprises, Inc. a corporation, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers between certain camps in Camp Pendleton, on the one hand, and San Clemente, and Disneyland (Anaheim), on the other hand, and certain intermediate and adjacent territories over and along the routes described, subject, however, to the authority of this Commission to change or modify the routes at any time and subject to the following provisions:

- a. Motor vehicles may be turned at termini and intermediate points, in either direction, at intersections of streets or by operating around a block contiguous to such intersections, in accordance with local traffic regulations.
- b. When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.
- c. All passengers originating at or destined to the City of San Clemente shall originate at or be destined to Camp San Onofre, Camp Horno, Camp San Mateo, Camp Talega, or Camp Christianitos.
- d. All passengers originating at or destined to Disneyland, City of Anaheim, shall be destined to or originate at Camp San Onofre, Camp Horno, Camp San Mateo, Camp Talega, or Camp Christianitos. Such service shall be operated on an "on-call" basis, subject to a minimum of 12 passengers.

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SECTION 2. ROUTE DESCRIPTIONS.

Route 1 Camp San Onofre - Camp Horno

Commencing at applicant's terminal in San Clemente; then via El Camino Real (U.S. Highway 101), Santa Ana Freeway, Basilone Road, to the Camp San Onofre gate.

Route 2 Camp San Mateo - Camp Christianitos - Camp Talega

Commencing at applicant's terminal in San Clemente; then via El Camino Real (U.S. Highway 101) to the Camp San Mateo gate.

Route 3 Camps San Onofre, Horno, San Mateo, Talega, or Christianitos - Disneyland (Anaheim)

Commencing at gates to Camps San Onofre, Horno, San Mateo, Talega, or Christianitos; then via Interstate Highway 5 (San Diego Freeway and Santa Ana Freeway), Katella Avenue, Anaheim, and West Street to Disneyland.

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