

ORIGINAL

Decision S2 08 037 AUG 18 1982

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 Peggy L. Robinson for a Certificate)
 of Public Convenience and Necessity)
 authorizing the Applicant to operate)
 a passenger stage service, with)
 sightseeing tours available to the)
 public on a per capita basis between)
 points in Sacramento, Placer, and)
 Amador counties, pursuant to the)
 provisions of section 1031, et seq.)
 of the Public Utilities Code of the)
 State of California. In addition,)
 Applicant proposes to provide fixed)
 route service between the city of)
 Folsom and the Sacramento)
 Metropolitan Airport.)

Application 82-04-62
(Filed April 27, 1982)

INTERIM OPINION

Peggy L. Robinson, dba Great American Stage, requests a certificate of public convenience and necessity to transport passengers, baggage, and express between the City of Folsom and the Sacramento Metropolitan Airport.

Robinson also applies for authority to offer guided sightseeing bus tours in Sacramento, Placer, Amador, and El Dorado Counties on a per capita basis.

The proposed airport service will be on a regularly scheduled per capita basis, advance reservations required, from Folsom to the Sacramento airport, with intermediate stops at Fair Oaks, Citrus Heights, and Rancho Cordova. A \$7.50 fare from all points is proposed.

Daily airport service will commence in Folsom at 5:00 a.m., arriving at the airport at 6:20 a.m. The bus will leave the airport at 6:30 a.m., arriving at Folsom at 7:50 a.m. This service will be limited to passengers having origin or destination at Sacramento Metropolitan Airport, and it is alleged that there is no existing direct airport service from the points sought to be served by Robinson.

Robinson's tour service includes four tours which will begin in Old Town Sacramento on an on-call basis from hotels and motels in the vicinity.

Tour 1, City Tour, will include the State Capitol, Governor's Mansion, Sutter's Fort, and Crocker Art Gallery, returning to Old Town. There will be a five-passenger minimum with fare of \$7.50 per person.

Tour 2, Gold Country Tour, will include the State Capitol, Governor's Mansion, Sutter's Fort, and Folsom, returning to Old Town. There will be a 10-passenger minimum with fare of \$10 per person.

Tour 3, Gold Country Tour, will include drive-by lectures at the State Capitol and Governor's Mansion, visit to Sutter's Fort, then to Coloma State Park, and Folsom, returning to Old Town. There will be a 12-passenger minimum with fare of \$12 per person.

Tour 4, Gold Country Tour, will include drive-by lectures at the State Capitol, Governor's Mansion, and Sutter's Fort, then to Drytown, Amador City, Sutter Creek, and Jackson, returning to Old Town. There will be a 12-passenger minimum with fare of \$12 per person.

In Decision (D.) 93726 in Application 59818 et al. issued November 13, 1981, we found that sightseeing-tour service over a loop is not that of a passenger stage corporation. However, the portion of that decision completely eliminating our regulation over sightseeing-tour carriers will not become effective until after

judicial review. We announced in D.93726 that during this transitional period we would grant pending sightseeing-tour applications ex parte with temporary operating authority upon a showing that applicant had adequate public liability insurance.

Robinson owns a 1974, 21-passenger Overland bus with air-conditioning and power equipment. She and her husband have at least 10 years of experience in the tour and bus business. Applicant states that she has \$4,000 available as operating capital.

The application appeared on the Commission's Daily Calendar and was mailed to Amador Stage, All-Cal Tours, Sacramento Metropolitan Airport, and Sacramento County Clerk. No protests have been received. A public hearing is not necessary.

The Transportation Division has reviewed the application and recommends that, in the absence of protests, the application should be granted.

Findings of Fact

1. Applicant has the necessary equipment, ability, and financial resources to perform the proposed service.
2. The proposed guided tour operations are sightseeing-tour service over a loop.
3. There is a public need for these passenger stage services.
4. The proposed fares are justified.
5. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.
6. A public hearing is not necessary.

Conclusion of Law

Public convenience and necessity have been demonstrated and permanent operating authority should be granted for the airport service and temporary operating authority should be granted for the sightseeing-tour service. Since the public will benefit from

immediate institution of the proposed services, the following order should be effective today.

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.

INTERIM ORDER

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Peggy L. Robinson authorizing her to operate as a passenger stage corporation, as defined in Public Utilities (PU) Code § 226, between the points and over the routes set forth in Appendix PSC-1243 to transport persons, baggage, and express.
2. A temporary certificate of public convenience and necessity is granted to Peggy L. Robinson authorizing her to operate a sightseeing tour service as a passenger stage corporation, as defined in PU Code § 226, between the points and over the routes set forth in the application until further order of the Commission and is assigned Passenger Stage Corporation PSC-1243. A permanent certificate prepared by the Commission may be issued by a final order.
3. 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 her 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 79, 98, 101, and 104, and the California Highway Patrol safety rules.

e. Maintain accounting records in conformity
with the Uniform System of Accounts.

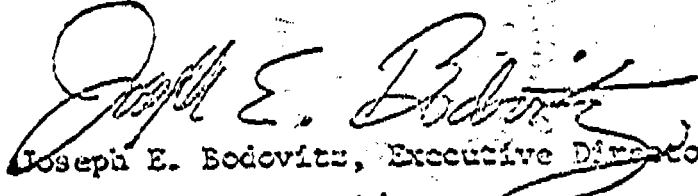
This order is effective today.

Dated AUG 18 1982 , at San Francisco,
California.

JOHN E. BRYSON
President
RICHARD D. GRAVELLE
LEONARD M. GRIMES, JR.
VICTOR CALVO
Commissioners

Commissioner Priscilla C. Crow,
being necessarily absent, did
not participate

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


Joseph E. Bodevitz, Executive Director
ss

T/ri

Appendix PSC-1243

PEGGY L. ROBINSON
Doing Business As
GREAT AMERICAN STAGE

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION
PSC - 1243

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 S2 08 027, dated AUG 18 1982,
of the Public Utilities Commission of the State of California, in
Application 82-04-62.

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

Peggy L. Robinson, doing business as Great American Stage, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to operate as a passenger stage corporation to transport passengers and their baggage between the City of Folsom and Sacramento Metropolitan Airport and intermediate points subject, however, to the authority of this Commission to change or modify this authority at any time and subject to the following provisions:

- a. No passengers shall be transported except those having a point of origin or destination at Sacramento Metropolitan Airport.
- b. When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.
- c. Scheduled service shall be provided on seven day per week basis.
- d. Pickup and Delivery points:
 1. Folsom Travel, 620 East Bidwell Street, Folsom.
 2. Madison Travel, 5237 Hazel Avenue, Fair Oaks.
 3. Birdcage Travel, 5921, Sunrise Blvd. Citrus Heights.
 4. Cordova Travel, 10259 Folsom Blvd. Rancho Cordova.
 5. Sacramento Metropolitan Airport.
 6. Points along the route, other than designated pickup and delivery points, by reservations only.

Issued by California Public Utilities Commission.

Decision SZ OS 037, in Application 82-04-62.

SECTION 2. ROUTE DESCRIPTIONS.

Commencing at Folsom Travel, 620 E. Bidwell Street in Folsom, proceed north to Madison Avenue, west on Madison Avenue to Hazel, south on Hazel to Madison Mall, to Madison Travel, 5237 Hazel Avenue, Fair Oaks. Proceed north on Hazel to Madison Avenue, west on Madison Avenue to Sunrise Boulevard, north on Sunrise to Birdcage Travel, 5921 Sunrise Boulevard, Citrus Heights. Continue south on Sunrise Boulevard to Highway 50, west on Highway 50 to Mather Field Road, to Cordova Travel, 10259 Folsom Boulevard, Rancho Cordova. Back to Highway 50, west on Highway 50 to I-5, north on I-5 to Sacramento Metropolitan Airport.

(END OF APPENDIX)

Issued by California Public Utilities Commission.

Decision 82 08 037, in Application 82-04-62.