

ORIGINAL

Decision 83 10 Q60 OCT 19 1983

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of EMERALD TRANSPORTATION )	
SYSTEM, INC., for a certificate of )	Application 83-06-04
public convenience and necessity )	(Filed June 3, 1983)
broaden operations as a passenger- )	
stage corporation. )	
_____ )	

O P I N I O N

Applicant Emerald Transportation System, Inc. is a passenger stage corporation as defined in Public Utilities (PU) Code Section 226. Applicant has terminals in the Cities of Culver City, San Diego, and Santa Barbara. It provides line-haul transportation of passengers, baggage, and express between its Culver City terminal and its terminals in San Diego and Santa Barbara. Applicant also provides pickup and delivery services between each terminal and an authorized territory near each terminal. These territories are in portions of Los Angeles, San Diego, and Santa Barbara Counties. Applicant now seeks to expand the pickup and delivery territories surrounding each of its terminals to include all the surrounding county.

Applicant proposes to use (a) 28 stretch-out limousines (cruisers), each with a 13-passenger seating capacity, for transportation between its terminals, and (b) 28 4-passenger Lincoln Town Cars to pick up and deliver passengers, baggage, and express between its terminals and any location in the surrounding county.

The cruisers are equipped with reclining seats constructed to provide maximum passenger comfort, 10 doors to permit easy exit and entry, ample space for luggage and express, tinted windows, and plush fireproof carpets. Each cruiser is equipped with two television sets and video tape players for entertainment purposes, a telephone for the accommodation of passengers, air-conditioning and heating units, a supply of popular magazines, an ice chest, and soft drinks. Applicant's drivers and its other personnel are provided with company uniforms.

Applicant proposes to charge its existing rate schedules and to follow the timetable between terminals contained in its existing tariffs.

Applicant claims that it has been deluged with requests to expand its pickup and dropoff territory from persons in those portions of the counties it does not now serve. Applicant alleges that the proposed service will not be competitive with any existing carrier. It requests an ex parte decision to enable it to provide the expanded service.

Applicant's March 31, 1983 balance sheet shows: assets of \$1,862,470 including \$813,277 for current assets, \$1,001,457 for property and equipment, and \$47,736 for organizational expenses and deposits; current liabilities of \$303,634; long-term debt of \$316,900; advances from stockholders of \$1,166,936; and capital stock equity of \$75,000.

Notice of the filing of the application appeared on the Daily Transportation Calendar of June 8, 1983. No protests were received.

Findings of Fact

1. Applicant requests a certificate of public convenience and necessity to expand the pickup and dropoff territory surrounding each of its existing intercity passenger stage terminals to all of the surrounding county.

2. Applicant has received requests to provide service in portions of Los Angeles, San Diego, and Santa Barbara Counties not now served by it.

3. Applicant proposes no change in its existing intercity fares or timetable.

4. Applicant possesses the equipment, the financial resources, and the ability to operate the proposed service.

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.

Conclusions of Law

1. Applicant has demonstrated public convenience and necessity for establishing the proposed service.

2. The effective date of this order should be the date of signature in order that applicant may begin operations of the needed service as soon as possible.

3. A public hearing is not necessary.

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. A certificate of public convenience and necessity is granted to Emerald Transportation System, Inc., a corporation, as defined in PU Code Section 226, to expand its pickup and drop-off territory to encompass all of the Counties of Los Angeles, San Diego, and Santa Barbara. Applicant is authorized to transport persons, baggage, and express between the pickup and dropoff territory and the nearest terminal and to provide line-haul transportation between its terminals between the points and over the routes set forth in Appendix PSC-1282.

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 its tariffs and timetables when service will start; allow at least 5 days' notice to the Commission; and make timetables and tariffs effective 5 or more days after this order is effective.
- d. Comply with General Orders Series 79, 98, 101, 104, and the California Highway Patrol safety rules.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.

A.83-06-04 ALJ/EA

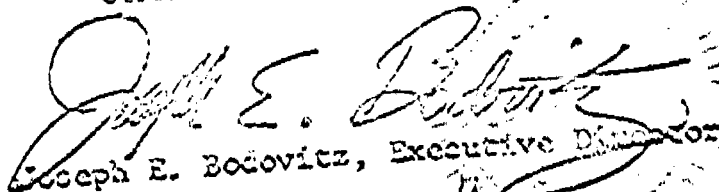
3. This certificate does not authorize the holders to conduct any operations on the property of or into any airport unless such operation is authorized by both this Commission and the airport authority involved.

This order is effective today.

Dated OCT 19 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.  
President  
VICTOR CALVO  
PRISCILLA C. CREW  
DONALD VIAL  
WILLIAM T. BAGLEY  
Commissioners

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

  
Joseph E. Bođovitz, Executive Director

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

Emerald Transportation System, Inc., by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers, baggage, and express between \*Los Angeles County, on the one hand, and Santa Barbara and San Diego Counties, on the other hand, over and along the most direct and convenient route or routes 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. The transportation of baggage or express shall be on passenger-carrying vehicles and shall be incidental to the transportation of passengers and limited to a weight of not more than 50 pounds per shipment.
- d. All service authorized shall be provided in vehicles with seating capacity not to exceed 15 passengers, including driver.

Issued by California Public Utilities Commission.

\*Revised by Decision 83 10 160, Application 83-06-04.

SECTION 2. DESCRIPTION OF SERVICE AREAS\*

Emerald Transportation System, Inc. is authorized to pickup and discharge passengers within the following service areas:

LOS ANGELES SERVICE AREA

All points within Los Angeles County

SANTA BARBARA SERVICE AREA

All points within Santa Barbara County

SAN DIEGO SERVICE AREA

All points within San Diego County

Issued by California Public Utilities Commission.

\*Revised by Decision 83 10 160, Application 83-06-04.