

HK*

Decision No. 87312

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of AIRPORT COMMUTER, INC., to)
transfer a Certificate of Public)
Convenience and Necessity, and)
CLIFFORD A. COLLINS and ARLENE K.)
JOHNSON, dba CHAUFFEURS UNLIMITED,)
U.S.A., to acquire, pursuant to)
Section 851, et seq., of the)
California Public Utilities Code.)

Application No. 57033
(Filed January 25, 1977)

O P I N I O N

By Decision No. 79852 in Application No. 53113, John N. Thompson Enterprises, Inc., a corporation, was issued a Certificate of Public Convenience and Necessity to operate as a passenger stage corporation (PSC-908) for the transportation of passengers and express baggage incidental thereto between Arcadia and Pasadena, on the one hand, and Hollywood-Burbank Airport, on the other hand. Pursuant to Commission Resolutions PE-309 and PE-261, a corporate name change to Airport Commuter, Inc. and an additional stop at the Glendale Holiday Inn was authorized. By Decision No. 86881, the Commission approved a stock transfer whereby Walter C. Ray, as sole stockholder, acquired control of the corporation.

In this application, Airport Commuter, Inc., hereinafter referred to as seller, requests authority to transfer its Certificate of Public Convenience and Necessity to transport passengers and incidental express baggage to Clifford A. Collins and Arlene K. Johnson, a co-partnership, doing business as Chauffeurs Unlimited, U.S.A. The transferees, hereinafter referred to as buyer, changed their fictitious name from Chauffeurs Unlimited, U.S.A. to Crown Airport Commuter. Counsel for buyer requested the name change by letter dated February 11, 1977.

The seller and buyer have entered into a written agreement on the terms and conditions for the transfer of the Certificate of Public Convenience and Necessity. The parties have agreed that the purchase price will be the sum of fifteen hundred dollars (\$1,500.00).

The application was listed on the Commission's Daily Calendar of January 27, 1977. The Commission's Transportation Division staff has reviewed the application and recommends that in the absence of protest or request for public hearing, it should be granted by ex parte order. No protest or request for hearing has been received. A public hearing is not necessary.

The application specifically requests transfer consideration between the Cities of Glendale and Pasadena, on the one hand, and the Hollywood-Burbank Airport, on the other hand. It is noted that the certificate sought encompasses a Pasadena-Arcadia Service Area. By this application and the staff's understanding of the intent of buyer and seller, the certificate proposed for transfer is the entire certificate and, notwithstanding the omission of "Arcadia" on the application, the entire certificate will be transferred.

After consideration the Commission finds that the proposed transfer would not be adverse to the public interest and that it will not have a significant effect on the environment. The Commission concludes that the transfer should be authorized.

The order which follows will provide for, in the event the transfer is completed, the revocation of the certificate presently held by Airport Commuter, Inc. and the issuance of a certificate in appendix form to Clifford A. Collins and Arlene K. Johnson, dba Chauffeurs Unlimited, U.S.A.

Buyer is placed on notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate fixing for any amount of money

in excess of that originally paid to the State as the consideration for the grant of such rights. Aside from their purely permissive aspect, such rights extend to the holder a full or partial monopoly of a class of business. This monopoly feature may be modified or canceled at any time by the State, which is not in any respect limited as to the number of rights which may be given.

O R D E R

IT IS ORDERED that:

1. On or before September 1, 1977, Airport Commuter, Inc. may sell and transfer the operative rights referred to in the application, as well as the rights to all points within the Pasadena-Arcadia Service Area for transportation to and from Hollywood-Burbank Airport, to the buyer Clifford A. Collins and Arlene K. Johnson, doing business as Chauffeurs Unlimited, U.S.A.
2. Within thirty days after the transfer the buyer shall file with the Commission written acceptance of the certificate and a true copy of the bill of sale or other instrument of transfer.
3. Buyer shall amend or reissue the tariffs and timetables on file with the Commission naming rates and rules governing the common carrier operations transferred to show that it has adopted or established, as its own, the rates and rules. The tariff and timetable filings shall be made effective on not earlier than five days' notice to the Commission and the public, and the effective date of the tariff and timetable filings made pursuant to this order shall comply in all respects with the regulations governing the construction and filing of tariffs and timetables set forth in the Commission's General Orders Nos. 79-Series and 98-Series. Failure to comply with the provisions of General Orders Nos. 79-Series and 98-Series may result in a cancellation of the operating authority granted by this decision.

4. In the event the transfer authorized in paragraph 1 is completed, effective concurrently with the effective date of the tariff filings required by paragraph 3, a Certificate of Public Convenience and Necessity is granted to Clifford A. Collins and Arlene K. Johnson, doing business as Chauffeurs Unlimited, U.S.A., authorizing them to operate as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between the points and over the routes set forth in Appendix A, attached hereto and made a part hereof.

5. The Certificate of Public Convenience and Necessity granted by Decision No. 79852, as amended, is revoked effective concurrently with the effective date of the tariff filings required by paragraph 3.

6. The Certificate of Public Convenience and Necessity granted in appendix form, as attached hereto and made a part of this decision shall supersede the Certificates of Public Convenience and Necessity granted by Decisions Nos. 86746 and 86811 which certificates are revoked effective concurrently with the effective date of the tariff filings required by paragraph 3.

7. Buyer shall comply with the safety rules of the California Highway Patrol and the rules and regulations of the Commission's General Order No. 101-Series.

8. Buyer shall maintain its accounting records on a calendar year basis in conformance with the applicable Uniform System of Accounts or Chart of Accounts as prescribed or adopted by this Commission and shall file with the Commission, on or before March 31 of each year, an annual report of its operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

A. 57033 - HK

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 10th day of May, 1977.

Robert Bateman
President
William Lyman J.
Yuzon L. Sturgeon
Richard D. Givalk

Commissioners

HK

Appendix A

Clifford A. Collins and
Arlene K. Johnson,
a co-partnership
dba
CROWN AIRPORT COMMUTER

Original Page 1

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
NO. 908
TO OPERATE AS
A PASSENGER STAGE CORPORATION

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

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 No. 87312,
dated MAY 10 1977, of the Public Utilities Commission
of the State of California, in Application No. 57033.

HK

Appendix A

Clifford A. Collins and
Arlene K. Johnson,
a co-partnership
dba
CROWN AIRPORT COMMUTER

Original Page 2

I N D E X

	<u>Page No.</u>
SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS AND SPECIFICATIONS	3, 4
SECTION 2. SERVICE AREA AND TERRITORY DESCRIPTIONS ...	5
SECTION 3. ROUTE DESCRIPTIONS:	
Route 1 Pasadena-Arcadia Service Area, Glendale - Hollywood-Burbank Airport	6
Route 2 Glendale, Burbank - LAX	6
Route 3 Pacific Palisades - LAX	6
Route 4 Palos Verdes - LAX	6

Issued by California Public Utilities Commission.

Decision No. 87312, Application No. 57033.

Appendix A

Clifford A. Collins and
Arlene K. Johnson,
a co-partnership
dba
CROWN AIRPORT COMMUTER

Original Page 3

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

The certificate hereinafter noted supersedes all operative authority heretofore granted to Clifford A. Collins and Arlene K. Johnson, a co-partnership, doing business as Airport Limousine Service and Chauffeurs Unlimited, U.S.A., or their predecessors.

Clifford A. Collins and Arlene K. Johnson, a co-partnership, doing business as Crown Airport Commuter, by the Certificate of Public Convenience and Necessity granted by the decision noted in the margin, are authorized as a passenger stage corporation to transport passengers and their baggage between certain points in Glendale and Burbank, and Pacific Palisades and Palos Verdes Territories, as hereinafter described, on the one hand, and Los Angeles International Airport, on the other hand, and between Holiday Inn, Glendale and the Pasadena-Arcadia Service Area as hereinafter described, on the one hand, and Hollywood-Burbank Airport, on the other hand, over the routes hereinafter described and subject to the following provisions and restrictions:

- (a) When route descriptions are given in one direction, they apply to operations in either direction unless otherwise indicated.
- (b) Service on Route 1 shall be limited to the transportation of passengers and their baggage who originate at or are destined to the Hollywood-Burbank Airport.

Issued by California Public Utilities Commission.

Decision No. 87312, Application No. 57033.

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS
AND SPECIFICATIONS (continued).

- (c) All passengers on Route 1 must be picked up or discharged at points within the authorized service area described herein, Holiday Inn of Glendale or at the Hollywood-Burbank Airport.
- (d) The transportation of unaccompanied baggage or express shall apply only on Route 1 and shall be on passenger-carrying vehicles and shall be incidental to the transportation of passengers and limited to a weight of not more than one hundred (100) pounds per shipment.
- (e) Only passengers on Route 2 with origin or destination at Golden Key Motor Hotel in Glendale or the Safari Motor Hotel in Burbank, on the one hand, and Los Angeles International Airport, on the other hand, may be transported.
- (f) The service on Routes 3 and 4 shall be on-call, 6:00 a.m. through 1:00 a.m., seven days per week.
- (g) The service on Routes 3 and 4 shall be provided in luxury limousines with a seating capacity of one driver and seven passengers.
- (h) The service on Routes 3 and 4 shall be limited to transportation between the Los Angeles International Airport, on the one hand, and the Pacific Palisades and Palos Verdes Territories as described herein.
- (i) The holders of this certificate are exempted from the requirements of Sections 10.01, 10.02, 10.03 and 10.04 of General Order No. 98-A of the Public Utilities Commission of the State of California.

Issued by California Public Utilities Commission.

Decision No. 87312, Application No. 57033.

Clifford A. Collins and
Arlene K. Johnson,
a co-partnership
dba
CROWN AIRPORT COMMUTER

SECTION 2. SERVICE AREA AND TERRITORY DESCRIPTIONS

Pasadena-Arcadia Service Area

Commencing at the intersection of Foothill Boulevard and Myrtle Avenue; thence along Myrtle Avenue, Live Oak Avenue; Las Tunas Drive, Rosemead Boulevard, Huntington Drive, Fremont Avenue, Mission Street, Orange Grove Avenue, Orange Grove Boulevard, Lincoln Avenue, Washington Boulevard, Sierra Madre Boulevard, Santa Anita Avenue, Foothill Boulevard to point of beginning.

Pacific Palisades Territory

Commencing at the intersection of Venice Boulevard and Pacific Avenue, Venice, California, thence northerly along Pacific Avenue, Ocean Avenue, Pacific Coast Highway (State Route 1); Topanga Canyon Boulevard (State Route 27) to the Ventura Freeway (State Route 101); thence easterly along the Ventura Freeway (State Route 101) to the San Diego Freeway (Interstate Route 405) thence southerly along said San Diego Freeway (Interstate Route 405) to Sunset Boulevard; thence easterly along Sunset Boulevard to Beverly Drive in Beverly Hills, California; thence south on Beverly Drive to Santa Monica Boulevard (State Route 2); thence westerly along Santa Monica Boulevard (State Route 2) to the San Diego Freeway (Interstate Route 405), continuing south along said San Diego Freeway to Venice Boulevard; thence west on Venice Boulevard to the point and place of beginning.

Palos Verdes Territory

Beginning at the intersection of Imperial Highway and the Pacific Ocean; thence east on Imperial Highway to the San Diego Freeway (Interstate Route 405); south along the San Diego Freeway (Interstate Route 405) to Compton Boulevard in the City of Lawndale, east on Compton Boulevard to Wilmington Avenue in the City of Compton, south on Wilmington Avenue to Artesia Boulevard (State Route 91), west on Artesia Boulevard (State Route 91) to Western Avenue in the City of Gardena; thence south on Western Avenue to its terminus with the Pacific Ocean.

Issued by California Public Utilities Commission.

Decision No. 87312, Application No. 57033.

HK

Appendix A

Clifford A. Collins and
Arlene K. Johnson,
a co-partnership
dba
CROWN AIRPORT COMMUTER

Original Page 6

SECTION 3. ROUTE DESCRIPTIONS

Route 1 - Pasadena-Arcadia Service Area, Glendale - Hollywood-Burbank Airport

Commencing at the Pasadena-Arcadia Service Area to Ventura Freeway 134 and over the most appropriate and convenient streets to Holiday Inn of Glendale, 450 Pioneer Drive, Glendale, continue over the most appropriate and convenient streets and return to Ventura Freeway 134, Golden State Freeway 5 and over and along the most direct or appropriate route or routes to the Hollywood-Burbank Airport subject, however, to local traffic regulations.

Route 2 - Glendale, Burbank - LAX

Commencing from the Golden Key Motor Hotel in Glendale, thence over the most appropriate streets and freeways to Safari Motor Hotel in Burbank and to the Los Angeles International Airport.

Route 3 - Pacific Palisades - LAX

Commencing from Pacific Palisades Territory, thence over the most appropriate streets and freeways to Los Angeles International Airport.

Route 4 - Palos Verdes - LAX

Commencing from the Palos Verdes Territory, thence over the most appropriate streets and freeways to Los Angeles International Airport.

(END OF APPENDIX A)

Issued by California Public Utilities Commission.

Decision No. 87312, Application No. 57033.