

Decision No. 87520 June 28, 1977

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of THE GRAY LINE)	
TOURS COMPANY for a Certificate)	
of Public Convenience and)	Application No. 57243
Necessity to extend operations)	(Filed April 20, 1977)
as a passenger-stage)	
corporation.)	

O P I N I O N

The Gray Line Tours Company requests authority to extend service as a passenger stage corporation between Los Angeles and Santa Catalina Island via the Port of Long Beach that would also include commencement of passenger service from applicant's nonexclusive pickup territories as described in its present certificate granted by this Commission.

Applicant presently has authority from this Commission as a passenger stage corporation to conduct sightseeing, race track, special events and airline terminal operations within points in Southern California as set forth in Appendices A and B of Decision 84749 as amended by Decisions 84915, 85023, 85306 and 85634.

Applicant alleges that it has received many requests for the sought service and proposes to provide a package tour to combine bus and vessel transportation on a prearranged basis, daily, from June 13 through September 11 of each year. The proposed bus round-trip fare is \$7.50 per person and \$3.75 for a child.

Presently there is no package tour that combines bus and vessel transportation on a prearranged basis between the points proposed to be served.

The Commission received a letter dated May 11, 1977 from the City of Avalon supporting the applicant's proposed authority.

The application was listed on the Commission's Daily Calendar on April 22, 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 be granted by ex parte order. No protest has been received.

After consideration, the Commission finds that a Certificate of Public Convenience and Necessity to operate as a passenger stage corporation should be granted to the applicant to the extent set forth in the ensuing order. It can be seen with certainty that there is no possibility that the passenger bus operation involved in this proceeding may have a significant effect on the environment.

Applicant 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 granting 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. A Certificate of Public Convenience and Necessity is granted to The Gray Line Tours Company, a corporation, authorizing it to extend operations as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between the City of Los Angeles and Port of Long Beach.

2. Appendix A of Decision 84749, as heretofore amended, is further amended by incorporating Second Revised Page 6, attached hereto, in revision of First Revised Page 6 and Third

Revised Page 22, attached hereto, in revision of Second Revised Page 22.

3. In providing service pursuant to the authority granted by this order, applicant shall comply with the following service regulations. Failure so to do may result in a cancellation of the authority.

- (a) Within thirty days after the effective date of this order, applicant shall file a written acceptance of the certificate granted. Applicant is placed on notice that if it accepts the certificate it will be required, among other things, to comply with the safety rules administered by the California Highway Patrol, the rules and other regulations of the Commission's General Order 98-Series, and the insurance requirements of the Commission's General Order 101-Series.
- (b) Within one hundred twenty days after the effective date of this order, applicant shall establish the authorized service and file tariffs and timetables, in triplicate, in the Commission's office.
- (c) The tariff and timetable filings shall be made effective not earlier than five days after the effective date of this order on not less than five days' notice to the Commission and the public, and the effective date of the tariff and timetable filings shall be concurrent with the establishment of the authorized service.
- (d) The tariff and timetable filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs and timetables set forth in the Commission's General Orders 79-Series and 98-Series.
- (e) Applicant 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, from time to time, shall prescribe.

A. 57243 - ANV

The effective date of this order shall be the date hereof as the applicant desires to commence service at the beginning of the summer season on June 13, 1977.

Dated at San Francisco, California, this 28th day of JUNE, 1977.

Robert Botinaud

President

William Symons Jr

Vernon L. Sturgeon

Richard P. Gwathmey

Commissioners

TABLE OF CONTENTS--Contd.

<u>Item</u> <u>No.</u>	<u>Tour</u> <u>No.</u>		<u>Page</u> <u>No.</u>
455	26	Los Angeles - Claremont, Mt. Baldy Tour	19
460	27	Los Angeles - Hollywood City Tour	20
465	28	Night Club Tour	20
485	29	Forest Lawn Memorial Park	21
490	30	Wild Flower Tour.	21
495	31	Floral Parade Tour.	21
500	32	Lion Country Safari Tour.	21
505	33	Marineland Tour	22
506	34	Los Angeles to Points of Interest in Anaheim- Buena Park	22
510		Sunset Strip.	22
515	35	Los Angeles to Magic Mountain	22
*520	36	Los Angeles to Santa Catalina Island (Port of Long Beach).	22
SECTION IV, Nonexclusive Pickup Territories San Diego Area			
600		Nonexclusive Pick Territories (San Diego Area).	23
605		Coronado Territory.	23
610		Palm Springs.	23
615		San Diego Territory	23
SECTION V, Tours from San Diego, Coronado and Palm Springs			
700		General Limitations	24
705	S-1	San Diego City Tours	24
710	S-2	San Diego - Coronado, Tijuana	24
720	S-3	San Diego - Palomar Observatory Tour	25
725	S-4	San Diego City Tour.	25
730	S-5	San Diego - Coronado, Los Angeles Tour	26
735	P-1	Palm Springs - Indio, La Quinta Tour	26
740	P-2	Palm Springs - Palm Canyon Tour.	26
745	P-3	Palm Springs - Twenty-nine Palms Tour.	27

Issued by California Public Utilities Commission.

*Added by Decision 87520, Application 57243.

Item Tour
No. No.

SECTION III, Tours Authorized from
Los Angeles Area--Contd.

- 505 33 Los Angeles to Marineland: From Los Angeles to Marineland and return to Los Angeles along the most convenient or appropriate route.
- 506 34 Los Angeles to Points of Interest in Anaheim-Buena Park: From Los Angeles over the most appropriate and scenic routes, visiting any three of the following points of interest, and return: Knott's Berry Farm, Japanese Village and Deer Park, Wax Museum, Cars of Stars, Planes of Fame, and Alligator Farm.
- 510 Sunset-Strip Area: The Gray Line Tours Company is authorized to include in the itinerary in one or more of its tours in Section III of this certificate all or a portion of the Sunset Strip Area of Los Angeles County which is that area delineated and bounded by the Los Angeles County Limits situated northeast of the City of Beverly Hills.
- 515 35 Los Angeles to Magic Mountain: Leaving Los Angeles to Magic Mountain and return to Los Angeles along the most convenient or appropriate routes stopping en route for sightseeing purposes at the Hollywood Bowl, Busch Gardens, and the San Fernando Mission. Note: Dependent upon time and traffic conditions, this tour will include a stopover on return at Universal Studios.
- *520 36 Los Angeles to Santa Catalina Island: From Los Angeles to the Port of Long Beach and return to Los Angeles along the most convenient or appropriate routes. This tour will provide connecting transportation service by common-vessel carrier to the City of Avalon, Santa Catalina Island, and return.

Issued by California Public Utilities Commission.

*Added by Decision 87520, Application 57243.