

Decision No. 87660

JUL 26 1977

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of application of)
Brent L. Hellbusch for the issu-)
ance of a certificate of public)
convenience and necessity to)
operate a passenger stage scr-)
vice, to be known as Tradewind)
Charters, (route #1, between)
points in Los Angeles County and)
points in Huntington Beach and)
return).)

Application No. 57114
(Filed February 24, 1977)

O P I N I O N

Brent L. Hellbusch, an individual, requests a Certificate of Public Convenience and Necessity to operate as a Passenger Stage Corporation in a "home-to-work" service between points in Los Angeles County, on the one hand, and the Weiser Lock Corporation in Huntington Beach, on the other hand.

Weiser Lock Corporation now operates a facility in South Gate. When the new Weiser Lock facility in Huntington Beach is completed in mid 1977, half of the employees will be transferred to the new facility.

At the present time there is no express bus service available for the Weiser Lock employees to get to the new facility at Huntington Beach.

The proposed service offered by applicant will provide the commuters with a smooth and efficient ride directly to their place of employment in the shortest amount of time.

Notice of filing of this application appeared in the Commission's Daily Calendar on March 1, 1977. No protests have been received.

The Commission's Transportation Division staff has reviewed the application and recommends that it be granted.

It can be seen with certainty that there is no possibility that this project may have a significant effect on the environment.

The Commission concludes that a public hearing is not necessary and the application should be granted.

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 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. A Certificate of Public Convenience and Necessity is granted to Brent L. Hellbusch, an individual, authorizing him to operate as a Passenger Stage Corporation, as defined in Section 226 of the Public Utilities Code, over the routes, and subject to the conditions set forth in Appendix A of this decision.
2. In providing the 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 he accepts the certificate he 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 No. 98 Series and the insurance requirements of the Commission's General Order No. 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 Order Nos. 79-and 98-Series.
- (e) Applicant shall maintain his 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 his operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

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

Dated at San Francisco, California, this 26th day of JULY, 1977.

Robert Bateman
President
William Sproull Jr.
Vernon L. Sturgeon
Richard D. Chavale

Commissioners

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
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. 87652,
dated JUL 26 1977 of the Public Utilities Commission
of the State of California, in Application 57114.

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

Brent L. Hellbusch, by the Certificate of Public Convenience and Necessity granted by the decision noted in the margin, is authorized to transport passengers between points in Los Angeles County, on the one hand, and the new facility of the Weiser Lock Corporation located in Huntington Beach, on the other hand, over the routes hereinafter described, subject to the following provisions:

1. Only passengers destined to or returning from the Weiser Lock Corporation plant at Huntington Beach will be transported.
2. Service will be operated only during the Weiser Lock employees' regular working days.

Issued by California Public Utilities Commission.

Decision No. 87660, Application No. 57114.

SECTION 2. ROUTE DESCRIPTIONS

Commencing at the Weiser Lock Corporation located at the intersection of Otis and Independence Streets in South Gate, thence via Firestone Boulevard, State Highway 7, State Highway 91, Interstate Highway 605, Interstate Highway 405, Bolsa Chica Street, Bolsa Road, to the new Weiser Lock Corporation located at the intersection of Graham and McFadden in Huntington Beach, thence returning over the same route to the point of beginning.

Alternate Route:

Commencing at the Weiser Lock Corporation located at the intersection of Otis and Independence Streets in South Gate, thence via State Highway 7, Interstate Highway 405, Bolsa Chica Street, Bolsa Road, to the new Weiser Lock Corporation located at the intersection of Graham and McFadden in Huntington Beach, thence returning over the same route to the point of beginning.