

ORIGINAL

Decision No. 88917 MAY 31 1978

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of SFO AIRPORTER, INC., for authority to issue stock, pursuant to Section 818 of the Public Utilities Code. Application No. 57925 (Filed March 15, 1978)

OPINION

SFO Airporter, Inc. (SFO) a California corporation, seeks authority to issue 10,000 shares of its capital stock. SFO operates pursuant to a passenger stage corporation certificate issued by Decision No. 77121, dated April 21, 1970, in Application No. 51730, which certificate was transferred to it under authority granted by Decision No. 87881, dated September 20, 1977, in Application No. 57482. The certificate authorizes the transportation of passengers, baggage and express between the San Francisco International Airport, San Jose Municipal Airport, the cities of San Francisco, Oakland and Berkeley and intermediate points. SFO also operates as a Class "A" Charter-Party Carrier of Passengers under a certificate issued to it by the Commission in File No. TCP-104-A. As of November 30, 1977, the corporation reports assets and liabilities as follows:

Assets

Current assets	\$143,198
Investment in new Airporter	1,307
Operating equipment	21,926
Franchise and permits	90,000

Total \$256,431

Liabilities

Current liabilities	\$330,797
Capital stock-subscribed and unissued	10,000
Retained earnings	(84,366)

Total \$256,431

There is no known opposition and there is no reason to delay granting the relief requested. On the basis of the foregoing findings we conclude that the application should be granted. A public hearing is not necessary.

SFO 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.

ORDER

IT IS ORDERED that:

1. SFO Airporter, Inc., on or after the effective date hereof, may issue not exceeding 10,000 shares of its no-par value capital stock in the manner and for the purpose set forth in the application.
2. SFO Airporter, Inc. shall file with the Commission a report, or reports, as required by General Order 24-B, which order, insofar as applicable, is hereby made a part of this order.

