

Decision No. 89014 JUN 27 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application
of FEDERAL TRANSPORTATION
COMPANY, a corporation, for a
Certificate of Public Convenience
and Necessity to operate as a
passenger stage corporation.

Application No. 57614
(Filed October 11, 1977;
amended March 23, 1978)

O P I N I O N

Federal Transportation Company (applicant) is a passenger stage corporation as defined by Section 226 of the Public Utilities Code and authorized by this Commission to carry passengers and their baggage between Travis Air Force Base, California, on the one hand, and the Oakland Army Terminal, Oakland, California, on the other hand, pursuant to a certificate of public convenience and necessity issued in Decision No. 86911 in Application No. 56910. Applicant also performs automobile driveway service pursuant to Radial Highway Common Carrier Permit No. T-112857 and by Application No. 57580 has requested an extension of its certificate of public convenience and necessity to operate as a passenger stage corporation between Travis Air Force Base, on the one hand, and Oakland Harbor Terminal, on the other.

Applicant seeks an extension of its certificate of public convenience and necessity to establish passenger stage operations to transport passengers between Fairfield, California, on the one hand, and Sacramento Metropolitan Airport, Oakland International Airport, and San Francisco International Airport on the other, and also to provide service between the aforesaid airports, on the one hand, and, on the other, the intermediate points of Davis, Vacaville, and Vallejo, California.

Applicant proposes to operate a daily schedule with individual fares as follows:

ROUTE A

Fairfield/Vacaville/Davis - Sacramento Airport

<u>Fairfield</u>	<u>Vacaville</u>	<u>Davis</u>	<u>SMF*</u>	<u>SMF*</u>	<u>Davis</u>	<u>Vacaville</u>	<u>Fairfield</u>
Depart	Départ	Depart	Arrive	Depart	Arrive	Arrive	Arrive
5:30 a.m.	5:45 a.m.	6:15 a.m.	7:00 a.m.	7:30 a.m.	8:15 a.m.	8:45 a.m.	9:00 a.m.
4:00 p.m.	4:15 p.m.	4:45 p.m.	5:30 p.m.	7:00 p.m.	7:45 p.m.	8:15 p.m.	8:30 p.m.

One-Way Fares

Fairfield/Vacaville	\$9.75
Davis	\$7.00

Reservations are Required

Call Your Travel Agent

or

(707) 437-4400

Points of Departure

- Fairfield - Holiday Inn, 1350 Holiday Lane
 Vacaville - Brigadoon Motel, 1571 East Monte Vista Avenue
 Davis - University Lodge, "B" Street
 SMF* - United Airlines (Central Terminal, on the island)
 Frontier Airlines

SMF* - Sacramento Airport

ROUTE B

Vacaville/Fairfield/Vallejo - Oakland International Airport

<u>Vacaville</u>	<u>Fairfield</u>	<u>Vallejo</u>	<u>Oakland*</u>	<u>Oakland*</u>	<u>Vallejo</u>	<u>Fairfield</u>	<u>Vacaville</u>
Depart	Depart	Depart	Arrive	Depart	Arrive	Arrive	Arrive
5:30 a.m.	5:45 a.m.	6:15 a.m.	7:00 a.m.	7:30 a.m.	8:25 a.m.	8:55 a.m.	9:10 a.m.
10:00 a.m.	10:15 a.m.	10:45 a.m.	11:40 a.m.	12:00 p.m.	12:55 p.m.	1:25 p.m.	1:40 p.m.
2:00 p.m.	2:15 p.m.	2:45 p.m.	3:40 p.m.	4:00 p.m.	4:55 p.m.	5:25 p.m.	5:40 p.m.
6:00 p.m.	6:15 p.m.	6:45 p.m.	7:40 p.m.	8:00 p.m.	8:55 p.m.	9:25 p.m.	9:40 p.m.

One-Way Fares

Vacaville/Fairfield	\$9.75
Vallejo	\$8.00

Reservations are Required

Call Your Travel Agent

or

(707) 437-4400

Points of Departure

Vacaville	- Brigadoon Motel, 1571 East Monte Vista Avenue
Fairfield	- Holiday Inn, 1350 Holiday Lane
Royal Bay Inn	-
Oakland*	- Outside Baggage Claim Area of your Airline

Oakland* - Oakland International Airport

In support of the application, applicant states that the granting of the request would be in the public interest, that it would allow applicant to provide a vital link in the transportation of passengers between certain major population centers in Yolo, Solano, and Contra Costa Counties and the nearest commercial airports serving these areas, that these areas are presently undergoing rapid growth which has resulted in an increased need for transportation to and from the aforementioned airports, and that no direct commercial passenger bus service is presently available.

In addition to its present equipment, should the application be granted, applicant proposes to purchase four additional 15-passenger buses to conduct the proposed operation.

By letter dated October 28, 1977 Greyhound Lines, Inc. (Greyhound) protested the application. On March 23, 1978 the application was amended deleting the proposed service to the San Francisco International Airport. On March 29, 1978 Greyhound advised that, with the deletion of the proposed service to the San Francisco International Airport, its protest was withdrawn.

There were no other protests.

Findings

1. Public convenience and necessity require the granting of an extension of applicant's present certificate of public convenience and necessity to establish passenger stage operations between the points and over the routes as set forth in Appendix A.
2. The applicant has the necessary and financial ability, equipment, and personnel to initiate and maintain the proposed service.
3. The proposed rates are reasonable.
4. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

Conclusion

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

Federal Transportation Company 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 Federal Transportation Company, a corporation, authorizing it 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 of this decision.
2. 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 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 ten days after the effective date of this order on not less than ten 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 Nos. 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 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.

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

Dated at San Francisco, California, this 27th day of JUNE, 1978.

L. A. H. H. H.
Clair J. Desnick

William Synson Jr. President
Vernon L. Sturgeon
Robert D. Kovalch
Commissioners

Commissioner Robert Batinevich, being necessarily absent, did not participate in the disposition of this proceeding.

Appendix A
(Dec. 86911)

FEDERAL TRANSPORTATION CO., INC.

Second Revised Page 2
Cancels
First Revised Page 2

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

Federal Transportation Co., Inc., by the Certificate of Public Convenience and Necessity granted by the decision noted in the margin, is authorized to transport passengers and their baggage between Travis Air Force Base near Fairfield on the one hand, and the Oakland Army Terminal and the Oakland Harbor Terminal in Oakland and *Sacramento Metropolitan Airport and Oakland International Airport on the other hand, with intermediate stops at Davis, Vacaville, and Vallejo over and along the route hereinafter described subject, however, to the authority of this Commission to change or modify said route at any time and subject to the following provision:

On Route 1

Only passengers having both origin and destination at Travis Air Force Base or at Oakland Army Terminal or at Oakland Harbor Terminal shall be transported.

Issued by California Public Utilities Commission.

*Amended By Decision No. 89014, Application No. 57614.

Section 2. ROUTE DESCRIPTION

Route 1

Commencing from any appropriate point or points on the Travis Air Force Base Military Installation over Air Base Parkway to Interstate Highway 80, thence over Interstate Highway 80 to the Oakland Army Terminal Exit, thence to any appropriate point or points on the Oakland Army Terminal Installation or points at the Oakland Harbor Terminal; returning by reverse of route.

Route 2

*Commencing at Travis Air Force Base over Air Base Parkway to the Main Office of the Federal Transportation Company, Inc., 516 Parker Road, Fairfield, thence continuing over Air Base Parkway to Interstate Highway 80 to the Holiday Inn of Fairfield, 1350 Holiday Lane, adjacent to Interstate Highway 80, thence east over Interstate Highway 80 to the Brigadoon Motel of Vacaville, 1571 East Monte Vista Avenue, adjacent to Interstate Highway 80, thence east over Interstate Highway 80 to the Davis Exit, thence down "E" Street to 1st Street, thence along 1st Street to "B" Street.

Issued by California Public Utilities Commission.

*Amended By Decision No. 89074, Application No. 57614.

Section 2. ROUTE DESCRIPTION (cont)

Route 3

*Commencing at Travis Air Force Base over Air Base Parkway to the Main Office of the Federal Transportation Company, Inc., 516 Parker Road, Fairfield, thence continuing over Air Base Parkway to Peabody Road, thence over Peabody Road to Monte Vista Avenue, thence west on Monte Vista Avenue to the Brigadoon Motel of Vacaville, 1571 East Monte Vista Avenue, thence west over Interstate Highway 80 to the Holiday Inn of Fairfield, 1350 Holiday Lane, adjacent to Interstate Highway 80, thence west over Interstate Highway 80 to the junction of Interstate Highway 80 and State Highway 17, thence over State Highway 17 to Hegenberger Road, thence over Hegenberger Road to the Oakland International Airport; returning by reverse route.

Issued by California Public Utilities Commission.

*Amended By Decision No. 39014, Application No. 57614.