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Decision No. 89382 SEP 6 1978

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE

ORIGINAL

In the Matter of the Application of)
Thomas A. Johnson, d/b/a Quicksilver) Application No. 58000
Stage Lines, for a Certificate of) (Filed April 14, 1978)
Public Convenience and Necessity for)
passenger stage service between various)
points in Mammoth Lakes, California)

O P I N I O N

By this application, Thomas A. Johnson, d.b.a. Quicksilver Stage Lines seeks authority from the Commission for a Certificate of Public Convenience and Necessity to establish a Passenger Stage Corporation for the operation of a bus service over regular routes between various points in Mammoth Lakes.

Applicant proposes to utilize two Motor Coaches with a capacity of forty passengers each to provide the service. Applicant proposes to operate the service for six months each year commencing November 15th and ending May 15th.

Applicant proposes to charge \$.50 per passenger for a one-way ride within Mammoth Lakes Village and \$1.00 per passenger per one-way ride from any point within Mammoth Lakes Village to Mammoth Mountain Ski Area. A monthly pass for twenty dollars will be issued and discount bulk sales to hotels and motels will be made.

Applicant states that Mammoth Lakes experiences a massive intrusion of visitors during winter weekends and holidays. Most of the visitors who arrive by automobile are unfamiliar with driving on snow. This large number of automobiles cause traffic congestion, parking problems and air pollution. Passengers from the scheduled daily airline service require transportation to and from their hotel or condominium quarters and their recreational activities. The bus service would serve as public transportation for the approximately 2,600 permanent residents. To the applicant's knowledge there is no comparable service being operated.

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The application was listed on the Commission's Daily Calendar of April 17, 1978. The Commission's Transportation Division staff has reviewed the application and recommends that in the absence of protest or requests for public hearing it be granted. 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 project 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 nor 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 Thomas A. Johnson d.b.a. Quicksilver Stage Lines, authorizing him to operate as a Passenger Stage Corporation, as defined in Section 226 of the Public Utilities Code, between the points and over the route 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 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 98-A 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 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. San Francisco

Dated at _____, California, this 6th day of SEPTEMBER, 1978.

Robert Botwin
President

William J. Quinn

Vernon L. Sturgeon

Robert D. Gould

Commissioners

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Appendix A

Thomas A. Johnson
d.b.a.
QUICKSILVER STAGE LINES

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
TO OPERATE AS A PASSENGER STAGE CORPORATION
PSC-1052

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. 89382, dated SEP 6 1978, of the Public Utilities Commission of the State of California, in Application No. 18000.

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

Thomas A. Johnson, d.b.a. Quicksilver Stage Lines, by Certificate of Public Convenience and Necessity granted by the decision noted in the margin, is authorized as a passenger stage corporation to transport passengers and their baggage between the intersection of Chateau Road and Old Mammoth Road in Mammoth Lakes on the one hand, and Mammoth Mountain Ski Area on the other hand, over and along the routes hereinafter described, subject, however to the authority of this Commission to change or modify said routes at any time and subject to the following provisions:

- (a) Motor vehicles may be turned at termini and intermediate points in either direction, at intersections of streets or by operating around a block contiguous to such intersections, in accordance with local traffic regulations.
- (b) When route descriptions are given in one direction, they apply in either direction unless otherwise indicated.

SECTION 2. ROUTE DESCRIPTIONS

Route 1: Commencing at the intersection of Chateau Road and Old Mammoth Road, north on Old Mammoth Road to State Highway 203, thence on State Highway 203 to Mammoth Mountain Ski Area, Main Lodge, returning over the same route.

Issued by California Public Utilities Commission.

Decision No. 89382, Application No. 58000.