

WWH/FS

Decision No. 89802 DEC 19 1978**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)
of RUSSELL BEAUCHANE, doing)
business as AIRPORT TRANSPORTA-)
TION SERVICES, for certificate)
of public convenience and neces-)
sity to operate a passenger)
stage corporation, express)
baggage service, and to trans-)
port unaccompanied baggage or)
any express matters weighing)
less than 100 pounds per ship-)
ment, between the City of Chico,)
the Cities of Marysville/Yuba)
City, and the City of Oroville,)
on the one hand, and the Sacra-)
mento Metropolitan Airport, in)
the County of Sacramento, on the)
other hand.)

Application No. 58413
(Filed October 16, 1978)

O P I N I O N

Russell Beauchane, an individual, doing business as Airport Transportation Services, has authority from the Commission to operate as a Passenger Stage Corporation (PSC-1036) to transport passengers and their baggage between the Cities of Chico, Oroville, Marysville and Yuba City, on the one hand, and the Sacramento Metropolitan Airport, on the other hand as granted by Decision No. 88745 dated April 18, 1978 in Application No. 57701.

By the instant application, applicant requests an additional certificate of public convenience and necessity to transport unaccompanied baggage or any express matters weighing less than 100 pounds per shipment between the Cities of Chico, Oroville, Marysville and Yuba City, on the one hand, and the Sacramento Metropolitan Airport, on the other hand.

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The granting of this application will not only provide adequate recovery of baggage delayed by airlines but also provide express service for shipments under 100 pounds between the aforementioned cities and the Sacramento Airport. The service proposed by the applicant would reduce congestion at the airport and afford a convenient, direct transportation service to and from the airport.

Applicant is also a charter-party carrier of passengers, under Charter-party Carrier Permit No. TCP-891-P.

Applicant has the financial ability to render the proposed service.

The application was listed on the Commission's Daily Calendar on October 18, 1978. The Commission 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 or request for hearing has been received. A public hearing is not necessary.

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 Russell Beauchane, an individual, doing business as Airport Transportation Services, authorizing him to transport unaccompanied baggage or any express matter weighing less than 100 pounds per shipment, as defined in Sections 225, 226 and 1031 of the Public Utilities Code, subject to all the limitations and restrictions set forth in the certificate granted by Decision No. 88745.

2. Appendix A of Decision No. 88745 is amended by incorporating First Revised Page 1, attached hereto, in revision of Original Page 1.

3. 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 Orders 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 thirty days after the date hereof.

Dated at San Francisco, California, this 19th day
of DECEMBER, 1978.

Robert B. Berman
President
William J. Squiers, Jr.
Veron L. Sturgeon
Charles D. Gould
Clive J. Deibel
Commissioners

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

*Russell Beauchane, by the Certificate of Public Convenience and Necessity granted by the decision noted in the margin, is authorized to transport passengers, baggage and shipments of express between the Cities of Chico, Oroville, Marysville and Yuba City, on the one hand, and the Sacramento Metropolitan Airport, on the other hand, over the routes hereinafter described, subject, however, to the authority of this Commission to change or modify said route at any time and subject to the following provisions:

- (a) Stops may be made along the route to pickup or discharge passengers baggage and express.
- (b) The transportation of express shall be on passenger-carrying vehicles and shall be incidental to the transportation of passengers and limited to a weight of not more than one hundred (100) pounds per shipment.

SECTION II. ROUTE DESCRIPTION.

Commencing at the Holiday Inn, 685 Manzanita Court, in the City of Chico, to California Highway 99, south on California Highway 99 to the intersection of California Highway 149, south on California Highway 149 to the intersection of California Highway 70, south on California Highway 70 to Motel 6, 505 Montgomery Street, in the City of Oroville, south on California Highway 70 to the City of Marysville, west on Highway 20, crossing the Feather River, right on Clark Avenue to Bonanza Inn, 1001 Clark Avenue, Yuba City; return via the same route in reverse to California Highway 70, thence continuing south on California Highway 70 to Interstate 5 North (Woodland turnoff), continuing south on Interstate 5 North to Airport Boulevard turnoff at the Sacramento Metropolitan Airport, thence returning over the same route, with adjustments for local traffic regulations, to the point of beginning.

(END OF APPENDIX A)

Issued by California Public Utilities Commission.

*Changed by Decision No. 89802, Application No. 58413.