

TEE/FS

Decision No. 89923 JAN 30 1979

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application )	
of George Righetti, an individual, )	Application No. 58191
dba Super Commuter Bus Comp )	(Filed June 30, 1978)
for authority to extend its )	
passenger stage, service. )	

O P I N I O N

George Righetti, an individual doing business as Super Commuter Bus (PSC-937) presently providing passenger transportation for airline employees between the United Airlines Maintenance Base near the San Francisco International Airport, on the one hand, and the Cities of Mountain View and Palo Alto, on the other hand, requests authority to extend his services to include Sunnyvale, on the one hand, and the United Airlines Maintenance Base, on the other hand.

Applicant operates two 41-passenger buses for his existing services and proposes to add an additional bus if the requested authority is granted. Buses are covered by liability insurance in amounts which meet the requirements under General Order 101-C.

Proposed Extension

Applicant alleges that at the present time, no one is offering the proposed service. Applicant offered a petition with signatures from 32 persons in support of his proposed extension of service.

Applicant proposes to charge \$10.00 per week for the proposed service.

The application was listed on the Commission's Daily Calendar of June 30, 1973. The Commission's Transportation Division staff has reviewed the application and recommends that in the absence of protest or request for public hearing it be granted. No protest has been received.

F I N D I N G S

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 revised pages of Appendix F of Decision 85057.
2. The applicant has the necessary operational 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 proposed service may have a significant effect on the environment.

C O N C L U S I O N

The Commission concludes that the application should be granted. 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 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 George Righetti, authorizing him to extend his operation as a Passenger Stage Corporation, as defined in Section 226 of the Public Utilities Code, between United Airlines Maintenance Base on the one hand, and Sunnyvale, on the other hand.

2. Appendix F of Decision 85057 is amended by incorporating Second Revised Pages 3 and 4 attached hereto in revision of First Revised Pages 3 and 4.

3. 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 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 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 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 30<sup>th</sup> day of JANUARY, 1979.

*Richard D. Howell*  
President

*Thomas L. Sturgeon*  
*Clair T. DeBrock*

Commissioner John E. Bryson

Present but not participating.

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Commissioners

Commissioner Leonard M. Grimes, Jr.

Present but not participating.

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

The certificate hereinafter noted supersedes all operative authority heretofore granted to George Righetti to serve the United Airlines Maintenance Base at the San Francisco International Airport.

George Righetti, dba Super Commuter Bus Company, by the Certificate of Public Convenience and Necessity granted by the decision noted in the margin, is authorized as a passenger stage corporation to transport passengers between the United Airlines Maintenance Base at the San Francisco International Airport, on the one hand, and the service area which includes the Cities of \*Sunnyvale, Los Altos, Mountain View and Palo Alto on the other hand, to and from the points hereinafter described, subject, however, to the authority of this Commission to change or modify said points at any time and subject to the following provisions:

- (a) Only passengers destined to or originating at the United Airlines Maintenance Base shall be transported.
- (b) Service will be operated at times necessary to meet employees' shift needs on regular working days.
- (c) Service will not be operated during strikes or other work shutdowns at the Maintenance Base.
- (d) Pickup and discharge of passengers will be limited to specific points hereinafter described in Section 2.
- (e) The route traversed during pickup at the beginning of the work shift will be traveled in reverse at the end of the work shift.

Issued by California Public Utilities Commission.

\*Added by Decision No. 89923, Application No. 58191.

SECTION 2. DESCRIPTION OF POINTS SERVED.

Service for specific pickup and discharge points shall be between the United Airlines Maintenance Base and the following points:

- Calderon Ave. & Church St., Mountain View
- Rengstorff Ave. & Alma Street, Mountain View
- Alma Street & Charleston Road, Palo Alto
- Middlefield Road & Mayview, Palo Alto
- Colorado Ave. & Middle Field Road, Palo Alto
- Greer Road & Oregon Express Way, Palo Alto
- Hillview & San Antonio Rd., Los Altos
- California St. & San Antonio Rd., Mountain View
- Middlefield Road & Lom Verde Ave., Palo Alto
- \*Wolfe Road and Homestead Road - Sunnyvale
- \*Hollenbeck and Fremont Ave. - Sunnyvale
- \*Fremont and Mary - Sunnyvale
- \*Fremont and Wright - Mountain View

Issued by California Public Utilities Commission

\*Added by Decision 89923 1, Application No. 58191.