

TEE/FS

Decision No. 89928 JAN 30 1979**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

I, Thomas A. Johnson, d/b/a Quick-)
 silver Stage Lines, do hereby re-)
 quest to modify and extend exist-)
 ing routes to cover the Mammoth)
 Lakes Airport.)

Application No. 52510
 (Filed December 6, 1978)

O P I N I O N

By Decision No. 89382 dated September 6, 1978 in Application No. 58000, Thomas A. Johnson, dba Quicksilver Stage Lines, was granted a Certificate of Public Convenience and Necessity to establish a passenger stage corporation for the operation of a bus service between points within Mammoth Lakes Village, on the one hand and Mammoth Mountain Ski Area, on the other hand.

By this application, Thomas A. Johnson seeks to extend his authority to service Mammoth Lakes Airport, on the one hand and Mammoth Lakes Village, on the other hand. The length of the extension is approximately 16 kilometers.

Applicant states that a bus service between the airport and Mammoth Lakes Village operated by Sierra Pacific Airlines has been discontinued. To applicant's knowledge, no one is operating the proposed service.

Applicant states that Sierra Pacific Airlines brings up to 400 passengers per day to the Mammoth Airport. This is in addition to the numerous private planes which use the airport. No public ground transportation is available for these persons.

Applicant proposes to charge \$2.50 per person, per one-way ride between Mammoth Lakes Airport, and the Village of Mammoth Lakes. Applicant proposes to utilize the same two 40-passenger motor coaches as are now being used under its present authority to provide the service. Applicant proposes to operate the service for six months each year commencing November 15 and ending May 15.

A. 58510 - FS

The application was listed on the Commission's Daily Calendar of December 8, 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 extend his operations 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 cancelled 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, dba Quicksilver Stage Lines, authorizing him to extend his operation as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between points within Mammoth Lakes Village, on the one hand and Mammoth Lakes Airport, on the other hand.
2. Appendix A of Decision No. 89382 in Application No. 58000 is amended by incorporating First Revised Page 1 in revision of Original Page 1 and Original Page 2 attached hereto.

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 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.

A. 58510 - FS

Since the winter season is already at its peak, the effective date of this order shall be five days after the date hereof.

Dated at San Francisco, California, this 30th day of JANUARY, 1979.

Richard D. Herold
President
Veron L. Sturgeon
Clair L. D. Smith

Commissioner John E. Bryson
Present but not participating.

Commissioners

Commissioner Leonard M. Grimes, Jr.
Present but not participating.

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 *Mammoth Lakes Airport and points within the village of 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.

Issued by California Public Utilities Commission.

*Amended by Decision No. 89928, Application No. 58510.

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.

Route 2: Commencing at the Mammoth Lakes Airport, north on State Highway 395 to State Highway 203, thence west on State Highway 203 to Mammoth Lakes Village, returning over the same route.

Issued by California Public Utilities Commission.

Decision No. 89928, Application No. 58510.