

ORIGINAL

Decision No. 90674 AUG 14 1979

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of WILLIAM J. PRUITT for certificate of public convenience and necessity to operate passenger and express baggage service between Davis, California and the Sacramento Metro Airport, Sacramento, California.

Application No. 58808
(Filed April 18, 1979)

O P I N I O N

William J. Pruitt (applicant), dba University Limousine, requests a certificate of public convenience and necessity to operate as a passenger stage corporation for the transportation of passengers and their baggage and express baggage between Davis, California, on the one hand, and the Sacramento Metropolitan Airport (SMF), on the other hand.

Applicant proposes to operate daily scheduled service from the Yolano Lodge, 221 D Street in Davis to SMF, with home pickup available by reservation. Home pickup would be made without interference with the regular schedule.

Following is the proposed daily schedule and fares.

A.58808 km

Monday - Friday

Lv. Davis	6:05 a.m.	8:35	12:00 p.m.	2:05	5:15	8:10
Ar. SMF	6:40	9:10	12:35	2:40	5:50	8:45
Lv. SMF	6:50	9:20	12:45	3:05	6:20	9:00
Ar. Davis	7:20	9:50	1:15	3:35	6:50	9:30

Saturday

Lv. Davis	6:05 a.m.	8:35	11:45	2:35		
Ar. SMF	6:40	9:10	12:20 p.m.	3:10		
Lv. SMF	6:50	9:35	12:30	3:30		
Ar. Davis	7:20	10:05	1:00	4:00		

Sunday

Lv. Davis	6:35 a.m.	11:45	2:05	4:05	8:10	
Ar. SMF	7:10	12:20 p.m.	2:40	4:40	8:45	
Lv. SMF	7:15	12:45	3:00	5:00	9:30	
Ar. Davis	7:45	1:15	3:30	5:30	10:00	

(All distances are 19.0 miles)

Limited "on-call" service will be offered to provide greater convenience in departure and arrival points of passengers. Requests will be accepted for pick up from, or delivery to, other than the designated point of pick up and delivery but will coincide with the above schedule. Such requests shall be refused should they in any way alter the designated schedule. All pick ups by reservation will be arranged before designated departure times from Davis, and all deliveries by reservation will be made following deliveries at the scheduled arrival point.

ONE-WAY FARES

Adults	\$6.00
Children - 12 & Under*	\$3.00

ONE-WAY FARES BY RESERVATION

Adults	\$7.00
Children Under 12*	\$3.50

*Infants unable to use a seat and seatbelt, and therefore not requiring such, will not be charged.

Applicant proposes to utilize a 12-passenger 1979 Dodge B-300 Maxiwagon to conduct the proposed operation. The financial statement attached to the application shows a net worth of approximately \$6,000.

In support of the application, applicant states that the granting of the request would be in the public interest; that there are a large number of persons traveling from Davis to SMF; that the service of Federal Transportation Company originates at Travis Air Force Base which makes inconvenient scheduling for patrons; that the service would enhance energy conservation within Yolo County; and that it would allow applicant to provide a vital link in the transportation of passengers between the Davis area and SMF.

Attached to the application was an affidavit of support signed by five travel agents and motel managers. Also attached were letters of support from the Hydrologic Engineering Center, Corps of Engineers, Dept. of the Army and the Dept. of Airports, county of Sacramento.

By letter dated April 17, 1979 Federal Transportation Company protested the application. On May 29, 1979 Federal Transportation Company's counsel advised by letter that it wished to withdraw its protest.

Findings of Fact

1. Public convenience and necessity require the granting of a certificate of public convenience and necessity to establish passenger stage operations between the points and over the routes as set forth in Appendix A.

*Agent's
Clerk*

2. Applicant has the necessary financial ability, equipment, and personnel to initiate and maintain the proposed service.

3. 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 of Law

The Commission concludes that the application should be granted. A public hearing is not necessary. There is an immediate need for the service proposed; and since there is no protest, we will make this order effective the date of signature.

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 William J. Pruitt, an individual doing business as University Limousine, 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 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 regulations. Failure to do so 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 day's 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 is the date hereof. |

Dated AUG 14 1979, at San Francisco, California.

John E. Guyno
President

Thomas L. Shesgen

Richard D. Gravelle

Fernando J. Garcia
Commissioners

Commissioner Richard D. Gravelle, being necessarily absent, did not participate in the disposition of this proceeding.

Appendix A

William J. Pruitt
d.b.a.
UNIVERSITY LIMOUSINE

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
TO OPERATE AS A PASSENGER STAGE CORPORATION
PSC-1074

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. 30674 dated AUG 14 1979, of the Public Utilities Commission of the State of California in Application No. 58808.

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

William J. Pruitt, by the Certificate of Public Convenience and Necessity granted by decision noted in the margin, is authorized to transport passengers and their baggage and passengers' unaccompanied baggage between the City of Davis, on the one hand, and the Sacramento Metropolitan Airport (SMF), on the other hand, over the routes herein-after 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) No passengers shall be transported except those having a point of origin or destination at SMF.
- (b) Daily service shall be operated from the Yolano Lodge.
- (c) Service shall be operated on an "on-call" basis to points within one mile of the Davis City limits. The term "on-call" as used herein refers to service which is authorized to be rendered dependent on the demands of passengers. The tariffs and timetables shall show the conditions under which each authorized "on-call" service will be rendered.

Issued by California Public Utilities Commission.

Decision No. 90674, Application No. 58808.

SECTION 2. SERVICE POINTS.

Passengers may be picked up and discharged at any of the following described points, subject to local traffic regulations:

1. Davis (1)
 - a. Yolano Lodge
2. Sacramento Metropolitan Airport

(1) On-call service will be available for passengers and their baggage within one mile of the Davis city limits for a charge noted in the tariff to or from the main departure point at 221 D Street.

SECTION 3. ROUTE DESCRIPTIONS.

- A. Davis to SMF
 - I. Regular Route

Commencing at the Yolano Lodge, 221 D Street in the City of Davis, thence north on D Street; east on Third Street, north on F Street, east on Covell Boulevard, north on Yolo County Road E8, east on Interstate 5, to the 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.

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