

Decision No. 91505 APR 2 1980

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of LORRIE'S TRAVEL & TOURS, INC., a California corporation, to extend its operations as a passenger stage corporation pursuant to the provisions of Section 1031, et seq., of the California Public Utilities Code, offering per capita passenger service between points within a defined territory within the City and County of San Francisco, on the one hand, and the San Francisco and Oakland International Airports, on the other hand.

Application No. 57965  
(Petition to Reopen and Reconsider filed October 19, 1979)

SUPPLEMENTAL ORDER

Ordering Paragraph 8 of Decision No. 90796 (petition for rehearing denied by Decision No. 91060 dated November 20, 1979) provided as follows:

- "8. If within sixty days after the effective date of this order applicant files a petition to reopen and reconsider together with a verified statement signed by a certified public accountant that it is in compliance with Ordering Paragraph 2(e) of Decision No. 86121, Application No. 57965 as amended will be approved on an ex parte basis."

Ordering paragraph 2(e) of Decision No. 86121 in A.55983 reads as follows:

- "(e) Applicant (Lorrie's Travel & Tours, Inc.) 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."

On October 19, 1979 applicant, Lorrie's Travel & Tours, Inc., filed its petition to reopen and reconsider, attached to which was a verified statement of Ernest C. Roberts, a Certified Public Accountant, State License Number 67-33-E, in which he certified that "Lorrie's Travel & Tours, Inc. maintains 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 the Commission."

The Commission finds and concludes that applicant, Lorrie's Travel & Tours, Inc., has satisfied the condition set forth in Ordering Paragraph 8 of Decision No. 90796 and that a certificate to operate as a passenger stage corporation should be issued to it as set forth in Appendix A.

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.

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Lorrie's Travel & Tours, Inc., a corporation, authorizing it 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 service 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 it accepts the certificate it 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.

3. The certificate of public convenience and necessity granted in Ordering Paragraph 1 of this order is issued in lieu of and shall supersede the certificate of public <sup>CONVENIENCE</sup> ~~convenience~~ and necessity granted by Decision No. 86121, which certificate is revoked effective concurrently with the effective date of the tariff filings required by Ordering Paragraph 2(b).

5

The effective date of this order shall be thirty days after the date hereof.

Dated APR 2 1980, at San Francisco, California.

*John E. Dwyer*  
\_\_\_\_\_  
President

*Richard W. Howell*  
\_\_\_\_\_  
Commissioner

*Edward H. Gering*  
\_\_\_\_\_  
Commissioners

Commissioner Claire E. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY

PSC-1003

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. 91505  
dated APR 2 1980, of the Public Utilities Commission  
of the State of California, in Application No. 57965.

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

The certificate hereinafter noted supersedes all authority heretofore granted to Lorrie's Travel & Tours, Inc. to operate as a passenger stage corporation.

Lorrie's Travel and Tours, Inc. 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 and their baggage on an "on call" and scheduled basis between an area located in San Francisco as described herein and the San Francisco International Airport or the Oakland International Airport over and along the route hereinafter described, subject, however, to the authority of this Commission to change or modify said route or territory at any time and subject to the following provisions:

- (a) 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.
- (b) No passengers shall be transported except those having point of origin or destination at San Francisco International Airport or the Oakland International Airport.
- (c) Applicant shall only pick up or discharge passengers within the limits of an area in San Francisco bounded by Divisadero Street on the west, sixteenth Street on the south, and San Francisco Bay on the east and north.

Issued by California Public Utilities Commission.

Decision No. 91505, Application No. 57965.

PWL

Appendix A

LORRIE'S TRAVEL & TOURS, INC. Original Page 2  
(PSC-1003)

SECTION 2: ROUTE DESCRIPTION.

Route 1: Commencing within the San Francisco Service Area, south on Interstate 280 to State Route 101, south on State Route 101 to the San Francisco International Airport and return over the same route.

Route 2: Commencing within the San Francisco Service Area, east on Interstate 80 to State Route 17, south on State Route 17 to Hegenberger Rd., west on Hegenberger Rd. to Oakland International Airport and return over the same route.

Issued by California Public Utilities Commission.  
Decision No. 91505, Application No. 57965.