

Decision No. 91876 JUN 3 1980

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the joint appli-)
cation of The Town Tour Funbus)
Co., Inc. (seller), and Commuter)
Bus Lines, Inc., (purchaser), for)
authority to transfer and conso-)
lidate certain race track opera-)
ting rights.)

Application No. 59443
(Filed February 8, 1980)

O P I N I O N

By Decision Number 85561, dated March 16, 1976, Valen Parking Management, Inc., doing business as The Town Tour (Funbus) Co., was issued a certificate of public convenience and necessity to operate as a passenger stage corporation (PSC-918) between points within the County of Orange, and certain territories intermediate and adjacent thereto, and between points in Orange County, on the one hand, and Los Alamitos Race Track in Orange County, Hollywood Park Race Track, The Forum, and Los Angeles Coliseum and Sports Arena, in Los Angeles County, on the other hand. Included in the routes the company operates is Route No. 6* which is the subject of this application.

The Commission in its Resolution No. PE-354 dated October 25, 1977 changed Commission records to reflect the corporate name change of the carrier from Valen Parking Management, Inc. to: The Town Tour Funbus Co., Inc. Inasmuch as the order that follows will necessarily include a revision to the carrier's Certificate of Public Convenience and Necessity (PSC-918) this seems an appropriate time to reissue the certificate in its entirety to indicate the new corporate name. Accordingly, a revised Appendix A of Decision No. 85561 in Application No. 55427 will be attached

*Route No. 6 - HOLLYWOOD PARK RACE TRACK - THE FORUM

Commencing at the Disneyland Hotel, 1150 West Cerritos Ave. Anaheim, thence connecting with Routes Nos. 1 and 2 hereof and over the most convenient and appropriate streets and freeways to the Hollywood Park Race Track and/or to The Forum.

hereto and made a part hereof to effect the name change as well as the deletion of the operating authority being transferred as a result of the instant application.

By this application, The Town Tour Funbus Co., Inc. hereinafter referred to as seller, requests authority pursuant to Section 851, et seq., of the Public Utilities Code to transfer the portion of its certificate of public convenience and necessity above described to Commuter Bus Lines, Inc., hereinafter referred to as purchaser. Seller will retain the portion of this route pertaining to the Forum as well as all other routes presently held by it in its certificate (PSC-918) authorizing operations as a Passenger Stage Corporation.

The seller and purchaser have entered into a written agreement on the terms and conditions for transfer of the certificate. The parties have agreed that the purchase price will be the sum of \$1,000, for certificated rights described above.

In this application, Commuter Bus Lines, Inc. has also requested a minor route change and inclusion of the right to serve Leisure World on the way to/from Hollywood Park Race Track. The carrier was notified by letter dated March 4, 1980 that such requests should be handled separately, and at a later date, after the transfer application has been completed. By letter to the Commission dated March 20, 1980, Commuter Bus Lines, Inc. has acknowledged that these other matters may be pursued by filing a separate application at a later date, in order that this application may be processed expeditiously. Accordingly, the order that follows will only incorporate the addition of the route acquired from The Town Tour Funbus Co., Inc.

Further, with regards to Commuter Bus Lines, Inc., the Commission in its Resolution No. PE-379 dated May 6, 1980 changed Commission records to reflect the corporate name change of the carrier from Douglas Bus Lines, Inc. to: Commuter Bus Lines, Inc. Inasmuch as the carrier in a letter to the Commission dated March 20, 1980 stated that it plans to file for an in-lieu certificate in the

foreseeable future and inasmuch as the carrier's operating rights involve voluminous records to be changed, the certificate revision issued as the result of the instant application will be the only change shown in this carrier's Certificate of Public Convenience and Necessity at this time. Such change will be shown on First Revised Page 10 to Appendix G of the certificate issued to Commuter Bus Lines, Inc. (PSC-453), attached hereto and made a part hereof.

The application was listed on the Commission's Daily Calendar of February 14, 1980. 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 by ex parte order. No protest or request for hearing has been received. A public hearing is not necessary.

After consideration the Commission finds that the proposed transfer would not be adverse to the public interest and concludes that it should be authorized.

The order which follows will provide for, in the event the transfer is completed, the revision of the certificate presently held by The Town Tour Funbus Co., Inc. (PSC-918) and the revision of the certificate in appendix form issued to Commuter Bus Lines, Inc. (PSC-453).

Purchaser 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. On or before August 1, 1980, The Town Tour Funbus, Co., Inc. may sell and transfer the operative rights referred to in the application to the purchaser Commuter Bus Lines, Inc.

2. Within thirty days after the transfer, the seller and the purchaser shall file with the Commission written acceptance of the revised certificates and a true copy of the bill of sale or other instrument of transfer.


3. Purchaser and seller shall amend or reissue the tariffs and timetables on file with the Commission, naming rates and rules governing the common carrier operations transferred to show that ~~it~~ ^{they} ~~has~~ ^{have} adopted or established, as ~~its~~ ^{their} own, the rates and rules. 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 transfer. The tariff and timetable filings made pursuant to this order shall comply in all respects 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. Failure to comply with the provisions of General Orders Nos. 79-Series and 98-Series may result in a cancellation of the operating authority granted by this decision.

4. In the event the transfer authorized in paragraph 1 is completed, effective concurrently with the effective date of the tariff filings required by paragraph 3, the revised certificate of public convenience and necessity is granted to Commuter Bus Lines, Inc. 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 G, (PSC-453) attached hereto and made a part hereof.


5. The certificate of public convenience and necessity granted to The Town Tour Funbus Co., Inc. is revised as shown in Appendix A (PSC-918) attached hereto, effective concurrently with the effective date of the tariff filings required by paragraph 3.

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


Dated JUN 3 1980, at San Francisco, California.



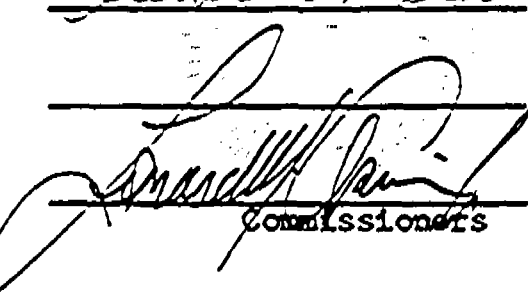
President



Commissioner



Commissioner



Commissioner

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

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY

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.

*Name changed to: The Town Tour Funbus Co., Inc. by Resolution No. PE-354, and Decision No. ~~91876~~⁹¹⁸⁷⁶, Application No. 59443.

Issued under authority of Decision No. 85561, dated March 16, 197⁶, of the Public Utilities Commission of the State of California, in Application No. 55427.

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		Alternate Route
2		Convention Center Shuttle
		Alternate A Route
		Alternate B Route
		Alternate C Route
3		Stadium - East Katella Avenue
4		Anaheim - Buena Park
5		Los Alamitos Race Track
6		Hollywood Park Race Track - The Forum ..
7		Los Angeles Coliseum - Sports Arena
8		Los Angeles Dodger Stadium
9		Anaheim - Newport Beach
		Alternate Route

Issued by California Public Utilities Commission.

*Name changed by Commission Resolution No. PE-354 and
Decision No. 91876, Application No. 59443.

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

Valen Parking Management, Inc., doing business as The Town Tour (Funbus) Co., Inc., by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers between points within the County of Orange, and certain territories intermediate and adjacent thereto, and between points in Orange County, on the one hand, and Los Alamitos Race Track in Orange County, Hollywood Park Race Track, the Forum, and Los Angeles Coliseum and Sports Arena, in Los Angeles County, 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 to operation in either direction, unless otherwise directed.
- (c) Service on Routes Nos. 1 and 2 shall be available in coordination with events at the Los Alamitos Race Track, Hollywood Park Race Track, The Forum, Los Angeles Coliseum and Sports Arena, and Los Angeles Dodger Stadium.
- (d) Service on Route No. 2, shall be available in coordination with events at the Convention Center.
- (e) Service on Route No. 3, Stadium-East Katella Ave., is available for regularly scheduled night, day, or special event baseball games of the California Angels at the Anaheim Stadium.
- (f) Service on Route No. 4, Anaheim-Buena Park, shall be operated seven days per week except Christmas.

Issued by California Public Utilities Commission.

*Name changed by Commission Resolution No. PE-354 and
Decision No. 91875, Application No. 59443.

SECTION 2. ROUTE DESCRIPTIONS.

Route No. 1 - DISNEYLAND PARK SHUTTLE

Commencing at the Disneyland Hotel, 1150 West Cerritos Ave., Anaheim, thence on West Street, Katella Ave., Harbor Blvd., Royal Inn and Holiday Inn, return on Harbor Blvd., Manchester Ave., Greyhound Depot, continue on Manchester Ave., Hotel Way, and to Disneyland Park.

Alternate Route

Commencing at the Disneyland Hotel, 1150 West Cerritos Ave., Anaheim, thence on West Street, Cerritos Ave., Walnut Street, Katella Ave., West Street, Convention Way, Harbor Blvd., and to Disneyland Park.

Route No. 2 - CONVENTION CENTER SHUTTLE

Alternate A

Commencing at the Disneyland Hotel, 1150 West Cerritos Ave., Anaheim, thence on West Street, Cerritos Ave., or exit on Cerritos Ave., Walnut Street, Katella Ave., Convention Center, then exit on Convention Way, West Street, and to the point of beginning.

Alternate B

Commencing at the Holiday Inn, 1850 Harbor Blvd., Anaheim, thence on Harbor Blvd., Hotel Way, Grand Hotel, return on Hotel Way, Harbor Blvd., Katella Ave., Convention Center, then exit on Convention Way or Katella Ave., Harbor Blvd., and to point of beginning.

Alternate C

Any combination of Alternates A and B to service motels used by the convention delegates.

Route No. 3 - STADIUM - EAST KATELLA AVENUE

Commencing at the Royal Coach Motor Inn, 1015 West Ball Road, Anaheim, thence on West Street, Ball Road, West Street, Disneyland Hotel, continue on West Street, Katella Ave., Casa Vista Street, Katella Ave., Harbor Blvd., Royal Inn, and Holiday Inn, return on Harbor Blvd., Manchester Ave., Hotel Way, Grand Hotel, return on Hotel Way, Manchester Ave., Haster Street, Katella Ave., State College Blvd., Orangewood Ave., and to Anaheim Stadium.

Issued by California Public Utilities Commission.

*Name changed by Commission Resolution No. PE-354 and
Decision No. 91875, Application No. 59443.

SECTION 2. ROUTE DESCRIPTIONS. (Continued)

Route No. 4 - ANAHEIM - BUENA PARK

Commencing at the Disneyland Hotel, 1150 West Cerritos Ave., Anaheim, thence on West Street, Katella Ave., Casa Vista Street, Katella Ave., Harbor Blvd., Hotel Way, Grand Hotel, return on Hotel Way, Harbor Blvd., Ball Road, Royal Coach Motor Hotel, proceed on Ball Road, Beach Blvd. (State Highway 39), Knott's Berry Farm, on to the property thereof, Crescent to Stanton Ave., Buena Park Shopping Center, La Palma, Knott Ave., Orangethorpe to Movieland, Knott Ave., Japanese Village, return on Knott Ave., Orangethorpe, Beach Blvd., Movieland Wax Museum and the hotels and motels along the section of Beach Blvd., past the intersection of La Palma and Beach, which has the Cottage Pottery and the Alligator Farm and then proceed south back to Knott's Berry Farm.

Route No. 5 - LOS ALAMITOS RACE TRACK

Commencing at the Disneyland Hotel, 1150 West Cerritos Ave., Anaheim, thence connecting with Routes Nos. 1 and 2 hereof and over the most convenient and appropriate streets and freeways to the Los Alamitos Race Track.

*Route No. 6 - HOLLYWOOD PARK RACE TRACK - THE FORUM

Commencing at the Disneyland Hotel, 1150 West Cerritos Ave., Anaheim, thence connecting with Routes Nos. 1 and 2 hereof and over the most convenient and appropriate streets and freeways to The Forum.

Route No. 7 - LOS ANGELES COLISEUM AND SPORTS ARENA

Commencing at the Disneyland Hotel, 1150 West Cerritos Ave., Anaheim, thence connecting with Routes Nos. 1 and 2 hereof and over the most convenient and appropriate streets and freeways to the Los Angeles Coliseum and/or the Sports Arena.

Route No. 8 - LOS ANGELES DODGER STADIUM

Commencing at the Disneyland Hotel, 1150 West Cerritos Ave., Anaheim, thence connecting with Routes Nos. 1 and 2 hereof and over the most convenient and appropriate streets and freeways to the Los Angeles Dodger Stadium.

Issued by California Public Utilities Commission.

*Revised by Decision No. 91876, Application No. 59443.

SECTION 2. ROUTE DESCRIPTIONS (Continued)

Route No. 9. - ANAHEIM - NEWPORT BEACH

Commencing at the Balboa Bay Club in Balboa, thence via Pacific Coast Highway, Jamboree Road, the Newporter Inn Hotel (Newport Dunes Beach); thence via Jamboree Road, Santa Barbara Avenue, Newport Center Drive to the Marriott Hotel; thence via Newport Center Drive to the entrance of the Fashion Island Shopping Center; thence via Newport Center Drive, Santa Rosa Avenue, San Joaquin Hills Road, to Rogers Gardens; thence via MacArthur Drive, Ford Road, MacArthur Boulevard, Birch to the Sheraton Hotel; thence via Birch, Dove Street, Campus Drive to Movieland of the Air Museum; thence via Campus Drive, Bristol Street, Redhill Boulevard, Baker Avenue to Briggs Cunningham Automotive Museum; thence via Baker Avenue, Bristol Street to the Holiday Inn; thence via Anton Boulevard to the South Coast Plaza Hotel; thence via Anton Boulevard to the South Coast Plaza Shopping Center; thence via Bristol Street, San Diego Freeway, Interstate 405, Newport Freeway, Santa Ana Freeway, Interstate 5, Santa Ana Freeway, Interstate 5, Harbor Boulevard off-ramp connecting with Routes 1 and 2 for Disneyland, and Anaheim Convention Center.

Alternate Route

Originates at Disneyland, thence via authorized Routes 1 and 2, thence via Katella Avenue to Interstate 5 and reverse of the above route.

Issued by California Public Utilities Commission.

*Name changed by Commission Resolution No. PE-354 and Decision No. 91876, Application No. 59443.

SECTION 2. ROUTE DESCRIPTIONS. (Continued)

ROUTE C4. REDONDO BEACH - SANTA ANITA RACE TRACK

Commencing at the intersection of Pier Avenue and Hermosa Avenue in the City of Hermosa Beach, thence along Hermosa Avenue, Harbor Drive, Pacific Avenue, Torrance Boulevard, Western Avenue, Artesia Boulevard, Vermont Avenue, Rosecrans Avenue, Harbor Freeway, Santa Monica Freeway, San Bernardino Freeway, Baldwin Avenue, Live Oak Avenue and Holly Avenue to entrance of Race Track.

ROUTE C10. EAST LOS ANGELES - HOLLYWOOD PARK RACE TRACK

Commencing at the intersection of Atlantic and Whittier Boulevards, thence along Atlantic Boulevard, Florence Avenue and Prairie Avenue to Gate No. 3 of Race Track.

*ROUTE C11. ANAHEIM, ORANGE, SANTA ANA - HOLLYWOOD PARK RACE TRACK

Commencing at the intersection of Lincoln Avenue and Anaheim Boulevard, thence along Anaheim Boulevard, Katella Avenue, Katella Way, Santa Ana Freeway, Chapman Avenue, Main Street, Second Street, Greyhound Depot, Second Street, Main Street, Santa Ana Freeway, Garden Grove Freeway, San Diego Freeway, Century Boulevard and Prairie Avenue to Gate No. 3 of Race Track.

ROUTE C12. CANOGA PARK - HOLLYWOOD PARK RACE TRACK

Commencing at the intersection of Owensmouth Avenue and Sherman Way in the City of Canoga Park, thence along Sherman Way, Van Nuys Boulevard, Ventura Boulevard, San Diego Freeway, Century Boulevard and Prairie Avenue to Gate No. 3 of Race Track.

ROUTE C13. MONROVIA - HOLLYWOOD PARK RACE TRACK

Commencing at the intersection of Lime and Myrtle Avenues in Monrovia, thence along Myrtle Avenue, Huntington Drive, Santa Anita Drive, Double Drive, Tyler Avenue, Valley Boulevard, San Bernardino and Harbor Freeways, Florence Avenue, and Prairie Avenue to Gate No. 3 of Race Track.

Issued by California Public Utilities Commission.

*Revised by Decision No. 91876, Application No. 59443.