

Decision No. 91938 JUN 17 1980

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of RONALD L. MILLER, an individual, doing business as COUNTRY CLUB LIMOUSINES, for a Certificate of Public Convenience and Necessity to operate a passenger and baggage service between Palm Springs Airport, and the hotel/motel facilities named on this application and other adjacent hotels/motels in the Coachella Valley area.

Application No. 59494
(Filed March 5, 1980)

O P I N I O N

By this application, Ronald L. Miller, an individual, doing business as COUNTRY CLUB LIMOUSINES, seeks authority to provide passenger stage service for the transportation of passengers and their baggage between certain hotels/motels in the Palm Springs/Coachella Valley area and the Palm Springs Airport.

Applicant proposes an "on-call" service operating between 8:00 A.M. and 8:00 P.M., seven days a week including holidays.

Applicant alleges the following:

No other companies are presently furnishing the transportation service being requested.

There are over 75 hotel/motel operations in the Palm Springs/Coachella Valley area who receive requests for transportation of guests between the hotel/motel and Palm Springs Airport. Currently, each hotel/motel operation maintains one or more vehicles (usually large vans or station wagons) for the purpose of guest transportation and they charge a fee for this courtesy service.

With the rapid growth of the area and increased airport usage, many hotels as well as the airport itself are faced with many problems that can be eliminated or improved.

Operating a van or station wagon when only one or two persons are transported is expensive and wasteful. Granting of this application could help reduce fuel consumption and pollution.

Since each hotel/motel presently operates its own vehicles, traffic conditions at the airport are worsening. This proposed service could help relieve some of the congestion, and also be improving the environment.

His company uses ~~/~~ specially trained uniformed drivers, safety inspected vehicles (equipped with fire extinguishers and emergency oxygen tanks, and special radio equipment), safe driving habits, minimum distance per trip, and quick response time.

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This service is to be provided with two Cadillac 7-passenger limousines presently owned by applicant with additional limousines to be acquired as required.

The proposed one way fares between Palm Springs Airport and any hotel/motel in the following locations are as follows:

	One Way Fare
City of Palm Springs	\$ 6.00
Area of Cathedral City	8.00
Area of Rancho Mirage	10.00
City of Palm Desert	12.00
City of Desert Hot Springs	12.00
City of Indian Wells	14.00
Area of La Quinta	16.00
City of Indio	18.00

The applicant's balance sheet, shown as Exhibit "D" in the application, shows assets of \$119,000, and indicates an equity of \$70,000.

The 81 hotels to be served are listed in Exhibit "A" of the application with the notation that "other hotel/motel facilities in the same immediate areas to be developed or acquired in the future" will be included as required.

A map and description of the routes proposed to be operated are indicated in Exhibit B of the application.

The application was served on various bus companies, cities in the area to be served and the Palm Springs Airport.

Notice of the application was listed in the Commission's daily calendar on March 6, 1980. No protests have been received.

F I N D I N G S

Upon consideration of the evidence, the Commission finds as follows:

1. Applicant possesses the equipment, personnel and financial resources to institute and maintain the proposed service.
2. A public hearing is not necessary.
3. The proposed fares appear to be reasonable for the proposed service to be offered.
4. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

5. The Commission staff supports the application.
6. Applicant has demonstrated that Public Convenience and Necessity require granting of the application.

C O N C L U S I O N S

It is concluded that the sought authority should be granted. Since there are no protests, and since the public will benefit from immediate institution of the service, the following order should be effective the date of signature. Ronald L. Miller 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 Ronald L. Miller, doing business as COUNTRY CLUB LIMOUSINES, authorizing him to operate as a passenger stage corporation, as defined in Section No. 226 of the Public Utilities Code, between the points and over the routes as described in Appendix A hereof.


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 he accepts the certificate he will be required, among other things, to comply with the safety rules of 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.

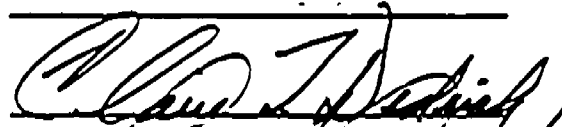
- (e) Applicant shall maintain its accounting records on a calendar-year basis in conformance with the applicable Uniform System of Accounts or Chart of Accounts as prescribed or adopted by this Commission and shall file with the Commission, on or before March 31 of each year, an annual report of its operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

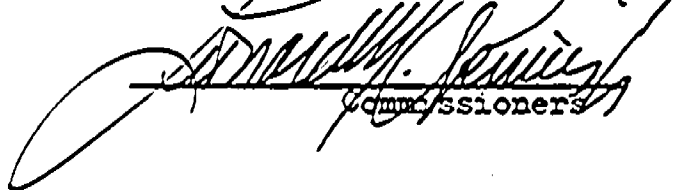
The effective date of this order is the date hereof.

Dated JUN 17 1980, at San Francisco, California.



President




Commissioners

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

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
PSC-1121
TO OPERATE AS A
PASSENGER STAGE CORPORATION

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. 91938, dated JUN 17 1980
of the Public Utilities Commission of the State of California,
in Application No. 59494.

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

Ronald L. Miller, doing business as Country Club Limousines, by the Certificate of Public Convenience and Necessity granted by the decision noted in the margin, is authorized to operate as a passenger stage corporation for the transportation of passengers and their baggage over the routes hereinafter described and subject to the following provisions and restrictions:

1. All transportation shall be conducted on an "on-call" service operating from 8:00 a.m. to 8:00 p.m., seven days a week, including holidays. 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.
2. No passenger shall be transported who does not have as either a point of origin or destination the Palm Springs Airport.
3. Service may be conditioned on a minimum of four paid fares.
4. When route descriptions are given in one direction, they apply to operations in either direction unless otherwise indicated.
5. Routes may be combined in either direction.

Issued by California Public Utilities Commission.

Decision No. 91938, Application No. 59494.

SECTION 2. ROUTE DESCRIPTIONS.

Subject to the authority of this Commission to change or modify such at any time, *Ronald L. Miller doing business as Country Club Limousines,* shall conduct his passenger stage operations between the following and intermediate points, over and along the following route descriptions between Palm Springs Airport and hotels/motels in the following locations:

1. Cathedral City
 West on Tahquitz McCallum Way to Palm Canyon Drive.
 South on Palm Canyon Drive to State Highway 111. East on State Highway 111 to Date Palm Drive.
2. Palm Springs
 South on El Cielo to Ramon Road. East on Ramon Road to Bob Hope Drive. South on Bob Hope Drive to State Highway 111. East on Highway 111 to State Highway 74.
3. La Quinta
 South on El Cielo to Ramon Road. East on Ramon Road to Interstate Highway 10 (I-10). Southeast on I-10 to Washington Street. South on Washington Street to 50th Avenue.
4. Indio
 South on El Cielo to Ramon Road. East on Ramon Road to I-10. Southeast on I-10 to Monroe Street. South on Monroe Street to 50th Avenue.
5. Desert Hot Springs
 West on Tahquitz McCallum Way to Indian Avenue. North on Indian Avenue past Dillon Road to Augusta Avenue. Also east on Dillon Road to Palm Drive. North on Palm Drive to Casa Grande Drive.

(END OF APPENDIX A)

Issued by California Public Utilities Commission.

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