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Decision No. 92147 AUG 19 1980

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

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In the Matter of the Application of
CLIFFORD A. COLLINS and ARLENE K.
JOHNSON, dba CROWN AIRPORT COMMUTER,
to transfer a Certificate of Public
Convenience and Necessity, and KENNETH
PAGE, dba KEN PAGE BUS SERVICE, to
acquire, pursuant to Section 851, et
seq., of the California Public Utili-
ties Code.

Application No. 59713
(Filed June 5, 1980)

O P I N I O N

By Decision No. 87312 dated May 10, 1977 in Application No. 57033, Clifford A. Collins and Arlene K. Johnson, a partnership, doing business as Crown Airport Commuter, were issued a Certificate of Public Convenience and Necessity (PSC-908) for the transportation of passengers and their baggage between Glendale, Pasadena, and Arcadia, on the one hand, and Hollywood-Burbank Airport, on the other hand. This operating authority was enlarged by Decision No. 88331, dated January 10, 1978, whereby the authorized route became designated as Route 1 and Routes 2 through 7 were added. Decision No. 89421 dated September 10, 1978, transferred the portion of their passenger stage certificate identified as Route 1 to Metro Commuter, Inc.

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By this application, Clifford A. Collins and Arlene K. Johnson, doing business as Crown Airport Commuter, hereinafter referred to as sellers, request authority to transfer the portions of their passenger stage certificate identified as Routes 2, 5, 6 ^{and} 7 to Kenneth Page, doing business as Ken Page Bus Service (PSC-1127), hereinafter referred to as buyer. Sellers will continue operating the remaining Routes 3 and 4 of the certificate.

The sellers and buyer have entered into a written agreement on the terms and conditions for the transfer of the Routes 2, 5, 6 and 7 portions of sellers' Certificate of Public Convenience and Necessity. The parties have agreed that the purchase price will be the sum of \$65,500 for certificated rights and goodwill.

Buyer proposes to use one fifteen passenger, 1977 Plymouth Van in the operation of his passenger stage service and will add additional vehicles as the need arises. Buyer has been employed by sellers in their operations for the past two and one half years and is thus adequately qualified to operate the service to be transferred. The financial statement of buyer attached to the application shows that buyer has a net worth of \$70,300.

The application was listed on the Commission's Daily Calendar of May 16, 1978. The Commission's Transportation Division staff has reviewed the application and recommends that in the absence of protest or request for public hearing, it should be granted by ex parte order. No protest or request for hearing has been received. A public hearing is not necessary.

We find that the proposed transfer would not be adverse to the public interest and can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

We conclude that the transfer should be authorized and the order should provide for, in the event the transfer is completed, the revision of the certificate presently held by Clifford A. Collins and Arlene K. Johnson, doing business as Crown Airport Commuter, and the issuance of a certificate in appendix form to Kenneth Page, doing business as Ken Page Bus Service.

Buyer is placed on notice that operative rights, as such, do not constitute 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 January 1, 1981, Clifford A. Collins and Arlene K. Johnson, doing business as Crown Airport Commuter, may sell and transfer the operative rights referred to in the application to the buyer Kenneth Page, doing business as Ken Page Bus Service.
2. Within thirty days after the transfer the buyer shall file with the Commission written acceptance of the certificate and a true copy of the bill of sale or other instrument of transfer.
3. Buyer 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 he has adopted or established, as his 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, a Certificate of Public Convenience and Necessity is granted to Kenneth Page, doing business as Ken Page Bus Service, authorizing him to operate as a passenger stage corporation for the transportation of passengers and their baggage as defined in Section 226 of the Public Utilities Code, between the points and over the routes set forth in Appendix A, attached hereto and made a part hereof.

5. Effective concurrently with the effective date of the tariff filings required by paragraph 3, Appendix A of Decision 89421, as amended, is further amended by incorporating the following pages attached hereto as follows: Third Revised Page 2, Third Revised Page 3, Third Revised Page 4, and Third Revised Page 6, all in revision of Second Revised Page 2, Second Revised Page 3, Second Revised Page 4, and Second Revised Page 6.

6. Buyer shall comply with the safety rules of the California Highway Patrol, the rules and regulations of the Commission's General Order No. 98-Series, and insurance requirements of the Commission's General Order No. 101-Series.

7. Buyer 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 his operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

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

Dated AUG 19 1988, at San Francisco, California.

John E. Byron
President
Thomas L. Sturgeon

Charles T. Deljak
James W. ...
Commissioners

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

Appendix A
(Dec. 87312 &
89421)

Clifford A. Collins and
Arlene K. Johnson,
a co-partnership
dba
CROWN AIRPORT COMMUTER
(PSC-908)

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Cancels
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Issued by California Public Utilities Commission.

*Deleted by Decision No. 92147, Application 59713.

Appendix A
(Dec. 87312 &
89421)

Clifford A. Collins and
Arlene K. Johnson,
a co-partnership
dba
CROWN AIRPORT COMMUTER
(PSC-908)

Third Revised Page 3
Cancels
Second Revised Page 3

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

Clifford A. Collins and Arlene K. Johnson, a co-partnership, doing business as Crown Airport Commuter, by the Certificate of Public Convenience and Necessity amended by the decision noted in the margin, are authorized as a passenger stage corporation to transport passengers and their baggage between certain points in the Pacific Palisades and Palos Verdes Territories, as hereinafter described, on the one hand, and Los Angeles International Airport, on the other hand, and between * over the routes hereinafter described and subject to the following provisions and restrictions:

- (a) When route descriptions are given in one direction, they apply to operations in either direction unless otherwise indicated.
- (b) *

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*Deleted by Decision No. 92147, Application No. 59713.

Appendix A
(Dec. 87312 &
89421)

Clifford A. Collins and
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a co-partnership
dba
CROWN AIRPORT COMMUTER
(PSC-908)

Third Revised Page 4
Cancels
Second Revised Page 4

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS
AND SPECIFICATIONS (continued)

- (c)
- (d)
- (e) *
- (f)
- (g) The service on Routes 3 and 4 shall be on-call,
6:00 a.m. through 1:00 a.m., seven days per week.
- (h) The service on Routes 3 and 4 shall be provided in
luxury limousines with a seating capacity of one
driver and seven passengers.
- (i) The service on Routes 3 and 4 shall be limited to
transportation between the Los Angeles International
Airport, on the one hand, and the Pacific Palisades
and Palos Verdes Territories as described herein.

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*Deleted by Decision No. 92147, Application No. 59713.

Appendix A
(Dec. 87312
& 89421)

Clifford A. Collins and
Arlene K. Johnson
a co-partnership
dba
CROWN AIRPORT COMMUTER
(PSC-908)

Third Revised Page 6
Cancels
Second Revised Page 6

SECTION 3. ROUTE DESCRIPTIONS

Route 2 - *

Route 3 - Pacific Palisades - LAX

Commencing from Pacific Palisades Territory, thence over the most appropriate streets and freeways to Los Angeles International Airport.

Route 4 - Palos Verdes - LAX

Commencing from the Palos Verdes Territory, thence over the most appropriate streets and freeways to Los Angeles International Airport.

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*Deleted by Decision No. 92147, Application No. 59713.

Appendix A

Kenneth Page
dba
KEN PAGE BUS SERVICE

Original Title Page

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

PSC-1127

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. 92147
dated AUG 13 1980, of the Public Utilities Commission of
the State of California, in Application No. 59713.

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I N D E X

Page No.

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LIMITATIONS AND SPECIFICATIONS 2 & 3

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Issued by California Public Utilities Commission.

Decision No. 92147, Application No. 59713.

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

Kenneth Page, doing business as Ken Page Bus Service, 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 between certain points in Glendale, Burbank, La Canada, Jet Propulsion Laboratory in Pasadena, Hollywood - Burbank Airport, on the one hand, and Los Angeles International Airport, on the other hand, and between the Valley Hilton Hotel in Sherman Oaks, the Sportsmen's Lodge in Studio City, La Canada, and Jet Propulsion Laboratory in Pasadena, on the one hand, and Hollywood - Burbank Airport, on the other hand, over the routes hereinafter described and subject to the following provisions and restrictions:

- (a) When route descriptions are given in one direction, they apply to operations in either direction unless otherwise indicated.
- (b) Only passengers on Route 1 with origin or destination at Holiday Inn in Glendale or the Safari Motor Hotel in Burbank, on the one hand, and Los Angeles International Airport, on the other hand, may be transported.
- (c) Service on Route 3 shall be limited to the transportation of passengers and their baggage who originate at or are destined to the Hollywood-Burbank Airport.

Issued by California Public Utilities Commission.

Decision No. 92147, Application No. 59713.

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS
AND SPECIFICATIONS (continued).

- (d) No passengers may be transported from the Valley Hilton Hotel in Sherman Oaks and the Sportsmen's Lodge in Studio City, on the one hand, and Los Angeles International Airport, on the other hand.
- (e) Route 4's on-call service is provided only in conjunction with Routes 2 and 3.
- (f) The holders of this certificate are exempted from the requirements of Sections 10.01, 10.02, 10.13 and 10.04 of General Order No. 98-A of the Public Utilities Commission of the State of California.

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SECTION 2. ROUTE DESCRIPTIONSRoute 1 - Glendale, Burbank - LAX

Commencing from the Holiday Inn in Glendale, thence over the most appropriate streets and freeways to Safari Motor Hotel in Burbank and to the Los Angeles International Airport.

Route 2 - La Canada - Hollywood-Burbank Airport - LAX

Beginning at Missall's Travel Agency located at 2143 Foothill Boulevard in the City of La Canada; thence south on Ocean View Boulevard to the Foothill Freeway (State Route 210); west on the Foothill Freeway (State Route 210), La Tuna Canyon Boulevard, Sunland Boulevard, Glenoaks Boulevard, Hollywood Way to the Hollywood-Burbank Airport located in the City of Burbank; thence east on Empire Avenue, Victory Place, Victory Boulevard, Burbank Boulevard, Golden State Freeway (State Route 5), Ventura Freeway (State Route 134), Pacific Avenue to the Holiday Inn located at 450 Pioneer Drive in the City of Glendale; thence west on the Ventura Freeway (State Route 134), San Diego Freeway (State Route 405) to Century Boulevard; west on Century Boulevard to Los Angeles International Airport and return via the reverse of the going route.

Route 3 - Sherman Oaks - Studio City - Hollywood-Burbank Airport

Beginning at the Valley Hilton Hotel, located at 15433 Ventura Boulevard in Sherman Oaks; thence east on Ventura Boulevard to the Sportsmen's Lodge, located at 12833 Ventura Boulevard in Studio City; thence continuing east on Ventura Boulevard, Whitsett Avenue, Vanowen Street, Clybourn Avenue, Empire Avenue and Hollywood-Burbank Airport and return via the reverse of the going route.

Route 4 - Cal Tech Jet Propulsion Laboratory - La Canada On-Call Service

Beginning at Missall's Travel Agency located at 2143 Foothill Boulevard in the City of La Canada; thence east on Foothill Boulevard to Oak Grove Drive to the Cal Tech Jet Propulsion Laboratory in northwest Pasadena and return to Missall's Travel Agency via the reverse of the going route.

(END OF APPENDIX A)

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