

T/IE

Decision No. 92208 SEP 3 - 1980

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of HOT DOGGER TOURS, INC., for a)
Certificate of Public Convenience)
and Necessity to operate ski)
club service between points in)
Los Angeles and Mammoth Mountain,)
California.)

Application No. 59772
(Filed June 16, 1980)

O P I N I O N

HOT DOGGER TOURS, INC., a California corporation, requests a Certificate of Public Convenience and Necessity to operate as a Passenger Stage Corporation between points in Los Angeles County and Mammoth Mountain, California.

The purpose of the proposed service is to provide winter ski trips from Los Angeles County to the Mammoth Mountain Ski Resort. The applicant intends to offer one round trip per week, going from Los Angeles County to Mammoth Mountain Ski Resort on Friday evening and returning to Los Angeles County on Sunday evening.

The applicant currently owns four recliner seat, over the road, air conditioned buses with seating capacities of 39 passengers each. The applicant believes this equipment is adequate to perform the proposed service. The applicant's financial statement indicates that it has adequate financial resources to establish and operate the proposed service. The applicant proposes to charge a fare of \$23.00 per round trip.

The application was listed on the Commission's Daily Calendar of July 1, 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.

F I N D I N G S

1. Public Convenience and Necessity require the proposed service.
2. The applicant has the equipment and financial resources to perform the proposed service.
3. The proposed fares are reasonable.
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.

C O N C L U S I O N

The Commission concludes that the application should be granted. A public hearing is not necessary.

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 to 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 HOT DOGGER TOURS, INC., a California corporation, authorizing it to operate as a passenger stage corporation as defined in Section 226 of the Public Utilities Code to transport passengers and their baggage 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 filing 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 operation 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 SEP 3 - 1980, at San Francisco, California.

John E. Byrne
President
William L. Sturgeon
Richard W. Howell
Philip T. DeLoach
Edward M. Quinn
Commissioners

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
PSC-1133

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. 92208 dated SEP 3 - 1980
of the Public Utilities Commission of the State of California
in Application No. 59772.

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

HOT DOGGER TOURS, INC., by this certificate of public convenience and necessity, is authorized to transport passengers and their baggage between the Mammoth Mountain Ski Resort and certain points in Los Angeles County 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) When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.
- (b) 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.
- (c) Service shall be provided on a round-trip schedule leaving Los Angeles County on Friday evenings and returning from the Mammoth Mountain Ski Resort on Sunday evenings during the California winter ski season only.
- (d) No passenger shall be transported who does not have as either point of origin or point of destination the Mammoth Mountain Ski Resort.
- (e) No passenger shall be picked up or discharged except at the hereinafter described pickup points or at the Mammoth Mountain Ski Resort.

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SECTION 2. ROUTE DESCRIPTIONS.

Commencing from a pickup point at the intersection of La Mirada Boulevard and Imperial Highway, in La Mirada, thence north on La Mirada Boulevard, west on Mulberry Avenue, north on Laurel Avenue to a pickup point at the Hot Dogger Ski and Sport parking lot at the intersection of Laurel Avenue and Whittier Boulevard, in Whittier; thence west on Whittier Boulevard, north on Interstate Highway 605, west on State Highway 60, west on State Highway 101, north on Interstate Highway 5 north on State Highway 14, north on U.S. Highway 395, west on State Highway 203 to the Mammoth Mountain Ski Resort.

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