

Decision No. 92598 JAN 6 1981

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)
of West Way Lines, Inc. for .)
for authority to operate as a)
passenger stage corporation)
between points in Ventura County,)
over a local transit route.)
_____)

Application No. 60122
(Filed December 5, 1980)

O P I N I O N

The applicant corporation presently holds no Commission operating authority to operate passenger stage services. However, it operates a statewide charter bus business pursuant to Commission certificate TCP-151-A and, additionally, it operates school buses and certain interstate passenger services pursuant to a permit issued by the Interstate Commerce Commission.

By this application, applicant requests authority to operate passenger stage service along a route through ~~LA~~ Ventura, Oxnard, Camarillo and Thousand Oaks, California. The route originates in Ventura and serves several major local shopping centers, including the Espanade Shopping Center in Oxnard and the Oaks Shopping Center in Thousand Oaks. The route ends at the Westlake Plaza in the Westlake Village District of Thousand Oaks, with four schedules daily in each direction. Passenger fares vary upon the distance traveled up to a \$1.00 fare for the full route length. Applicant's buses are 53-passenger GMC coaches with air conditioning and two-way radios.

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Notice of this application was listed in the Commission's Daily Calendar, and applicant served copies thereof on Greyhound Lines, Inc., Great American Stageline, Inc., the County of Ventura, and the cities of Ventura, Oxnard, Camarillo, and Thousand Oaks. No protests have been received.

Applicant's balance sheet reflects assets of over \$800,000, including \$22,247 cash and \$536,110 in depreciable assets, which is primarily operating equipment (buses). Applicant will additionally receive funding from the County of Ventura in connection with these passenger stage services. Finally, applicant has considerable transportation experience, as has been discussed above.

The Commission's Transportation Division recommends that the requested authority be granted as provided in the ensuing order.

Findings of Fact

1. Applicant seeks authority to operate as a passenger stage corporation providing service between Ventura, Oxnard, Camarillo, and Thousand Oaks.
2. There are no protests to this application.
3. Applicant has expertise and financial resources to institute and maintain the proposed service.
4. The proposed fares are justified.

5. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

6. A public hearing is not necessary.

7. Public convenience and necessity require granting of the requested authority.

Conclusion of Law

The sought authority should be granted. Since the public will benefit from immediate authorization of this bus service, the following order should be effective the date of signature.

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.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to West Way Lines, Inc., a corporation, authorizing it to operate as a passenger stage corporation, as defined in Section 226 of the

Public Utilities Code, between certain points as named in the attached Appendix A, for the transportation of passengers, baggage, and express.

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 98-Series, and the insurance requirements of the Commission's General Order 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 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 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 filings of tariffs and timetables set forth in the Commission's General Orders 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 is the date hereof.

Dated JAN 6 1981, at San Francisco, California.

John E. Bryson
President

Robert V. Swank

Lawrence M. Jones

Commissioner

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
TO OPERATE AS A
PASSENGER STAGE CORPORATION
PSC - 1147

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. 92598, dated JAN 6 1981
of the Public Utilities Commission of the State of California in
Application No. 60122.

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

West Way Lines, 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, baggage and express between Ventura and Thousand Oaks, with intermediate stops 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 indicated.

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SECTION 2. ROUTE DESCRIPTIONS.

Route 1. Ventura/Oxnard/Camarillo/Thousand Oaks

Commencing at the Buena Fashion Center at the intersection of Mills Road and Telegraph Road in the City of Ventura, thence south on Mills Road and Main Street to U.S. Highway 101; thence southeasterly on U.S. Highway 101 to Wagon Wheel Road in the City of Oxnard, thence south on Wagon Wheel Road and Esplanade Drive and east on Vineyard Avenue to U.S. Highway 101; thence southeasterly on U.S. Highway 101 and north on Central Avenue to Del Norte Road in the City of Camarillo; thence south on Central Avenue and southeasterly on U.S. Highway 101 to Carmen Drive; thence north on Carmen Drive and west on Pickwick Drive to the Carmen Shopping Center; thence east on Pickwick Drive and south on Carmen Drive to U.S. Highway 101; thence southeasterly on U.S. Highway 101 to Rancho Conejo Blvd.; thence north on Rancho Conejo Blvd., west on Hillcrest Drive, north on Lawrence Drive, and south on Rancho Conejo Blvd. to U.S. Highway 101; thence southeasterly on U.S. Highway 101 to Lynn Road; thence north on Lynn Road to the Oaks Shopping Center at the intersection of Lynn Road and Hillcrest Drive; thence south on Lynn Road to U.S. Highway 101; thence southeasterly U.S. Highway 101 to Hampshire Road; thence south on Hampshire Road and north on West-lake Blvd., ending at the Westlake Plaza Shopping Center at the inter-section of Westlake Blvd. and Townsgate Road in the Westlake Village District of the City of Thousand Oaks.

(END OF APPENDIX A)

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