

Decision 93464

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Gerald A. Sears, an individual)
dba Bakersfield Airport Express)
for authority to operate as a)
passenger stage corporation between)
points in Kern, Ventura and Los)
Angeles County and the Los Angeles)
International Airport.)

Application 60430

Decision 93117

ORDER GRANTING REHEARING

Greyhound Lines, Inc. has filed an application for rehearing of Decision 93117. The Commission has considered each and every allegation contained in said application for rehearing and is of the opinion that good cause for rehearing of said Decision has been shown, therefore,

IT IS ORDERED that rehearing of Decision 93117 is granted. Said hearing shall be held before such Commissioner and Administrative Law Judge as may hereafter be assigned at such times and places as may be hereafter set.

IT IS FURTHER ORDERED that the Executive Director shall serve notice of said hearing upon all parties of record.

The effective date of this order is the date hereof.

Dated AUG 18 1981, at San Francisco, California.

Jul E. Bryan

President
Michael J. ...

William ...

Patricia C. ...

Commissioners

83117 MAY 19 1981

Decision _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Gerald A. Sears, an individual, dba Bakersfield Airport Express for authority to operate as a passenger stage corporation between points in Kern, Ventura and Los Angeles County and the Los Angeles International Airport.

Application 60430
(Filed April 10, 1981;
amended)

O P I N I O N

Gerald A. Sears (Sears), dba Bakersfield Airport Express, requests a certificate of public convenience and necessity to transport passengers between Bakersfield (Hilton Inn) and Los Angeles International Airport (LAX) with an intermediate stop at Saugus (Magic Mountain).

Attached to the application as exhibits are the proposed schedules, routes, fares, and proforma financial statement. Sears proposes to utilize 15 and 25 passenger vans and provide seven round trips per day on a six day per week basis. He proposes the following fares:

Between	Proposed Fare	
	Adult	Child (6 to 12)
Bakersfield-LAX	\$ 20 *	\$ 10
Magic Mountain-LAX	\$ 10 *	\$ 5
Magic Mountain-Bakersfield	\$ 10 *	\$ 5
*.Stand-by	one-half adult fares	

Sears states that he has the financial ability to provide the proposed service. He provided the staff with a letter from Community First Bank stating that the bank will financially support Sear's passenger stage operations.

Sears alleges that the granting of the requested authority would have no significant adverse effect upon the environment of the areas to be served and that the availability of this service would be a benefit to the environment and to the public by a resultant reduction of private vehicles on the roads. Sears further alleges that public convenience and necessity require the granting of this application because the services offered are different and distinct from any public transportation system currently being offered to the public in the proposed areas. There is no comparable alternate method of traveling from the points listed to LAX with regularity and convenience at the proposed fares.

The Transportation Division has reviewed the application and recommends that in the absence of protests the application be granted by ex parte order.

Copies of the application were served on Greyhound Lines, Inc., Antelope Valley Bus Line, Counties of Kern, Ventura and Los Angeles, Cities of Bakersfield and Los Angeles, and LAX among others. There are no protests and public hearing is not necessary. Since the public will benefit from immediate institution of the proposed service, the order should be effective the date of signature.

Finding of Fact

1. Sears has the ability to provide the proposed passenger stage service.
2. The proposed fares are justified.
3. There is a public need for this passenger stage service.
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. A public hearing is not necessary.

Conclusion of Law

The application should be granted as set forth in ensuing order.

Only the amount paid to the State for operative rights may be used in rate fixing. The State may grant any number of rights and may cancel or modify the monopoly feature of these rights at any time.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Gerald A. Sears, authorizing him to operate as a passenger stage corporation, as defined in PU Code Section 226, between the points and over the routes set forth in Appendix A, to transport persons and baggage.

2. Applicant shall:

- a. File a written acceptance of this certificate within 30 days after this order is effective.
- b. Establish the authorized service and file tariffs and timetables within 120 days after this order is effective.
- c. State in his tariffs and timetables when service will start; allow at least 10 days' notice to the Commission; and make timetables and tariffs effective 10 or more days after this order is effective.
- d. Comply with General Orders Series 79, 98, 101, and 104, and the California Highway Patrol safety rules.

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- e. Maintain accounting records in conformity with the Uniform System of Accounts.

This order is effective today.

Dated MAY 19 1981, at San Francisco, California.

JOHN E. BRYSON
President
RICHARD D. GRAVELLE
LEONARD M. GRIMES, JR.
VICTOR GALVO
PRISCILLA C. GREW
Commissioner

T/clb

Appendix A

GERALD A. SEARS
doing business as
BAKERSFIELD AIRPORT EXPRESS

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
TO OPERATE AS A
PASSENGER STAGE CORPORATION
PSC - 1166

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 93117 dated MAY 19 1981
of the Public Utilities Commission of the State of California in
Application 60430.

W/clb

Appendix A

GERALD A. SEARS
doing business as
BAKERSFIELD AIRPORT EXPRESS
(PSC-1166)

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Issued by California Public Utilities Commission.
Decision 93117, Application 60430.

GERALD A. SEARS
doing business as
BAKERSFIELD AIRPORT EXPRESS
(PSC-1166)

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

Gerald A. Sears, dba Bakersfield Airport Express, 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 only between Bakersfield, Saugus, and Los Angeles International Airport (LAX), with 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.
- (b) When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.
- (c) Passengers should be boarded or disembarked at the authorized service points, only, as set forth in each route description below.
- (d) For operating purposes, carrier may operate buses to skip certain stops on certain schedules, provided that all authorized service points receive adequate service.
- (e) Service on Route 1 shall be limited to passengers originating at or destined to Saugus (Magic Mountain) or LAX.

T/ clb

Appendix A

GERALD A. SEARS
doing business as
BAKERSFIELD AIRPORT EXPRESS
(PSC-1166)

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SECTION 2. ROUTE DESCRIPTION

Route 1 - Bakersfield - Saugus - LAX

Commencing at the Hilton Inn located at 3535 Rosedale Highway in Bakersfield, thence over the most convenient streets and highways to LAX via the intermediate stop at Saugus (Magic Mountain).

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