

ORIGINAL

Decision 93870 DEC 15 1981

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of JOY NYQUIST, dba TRAVEL WITH JOY)
AIRPORT VAN SERVICE, to Transfer)
to ARTHUR A. MOOREFIELD, dba)
SUNWORLD AIRPORT VAN SERVICE, the)
Passenger Stage Corporation)
Business currently operated by)
JOY NYQUIST under authority of)
Decision 92421 of the Public)
Utilities Commission.)

Application 60852
(Filed August 27, 1981;
Amended August 27, 1981)

O P I N I O N

Joy Nyquist (Nyquist), dba Travel With Joy Airport Van Service, and Arthur A. Moorefield (Moorefield), dba Sunworld Airport Van Service, filed a joint request for authority under Public Utilities (PU) Code § 851 et seq. to sell and transfer Nyquist's passenger stage business to Moorefield. Nyquist was granted a certificate of public convenience and necessity (PSC-1141) by Decision (D.)92421, dated November 18, 1980. As authorized, Nyquist operates a passenger stage business between a number of points in San Bernardino County and Ontario International Airport. The service is operated 24 hours per day, seven days per week on an on-call basis. The property being sold consists of a Chevrolet van and miscellaneous equipment and office supplies.

The agreed purchase price is \$4,500, based on (1) assumption by Moorefield of the van lease, valued at \$1,500, and (2) Nyquist's covenant not to compete with Moorefield as defined in the application, valued at \$3,000.

Moorefield shows estimated total assets of \$378,192, as of July 20, 1981.

Notice of filing of the application appeared on the Commission's Daily Calendar of September 1, 1981. Common carriers with which the service is likely to compete were served with a copy of the application. No protests have been received.

Findings of Fact

1. The proposed transfer is in the public interest.
2. Moorefield is a fit and proper individual to operate a passenger stage corporation and has sufficient financial resources to perform the service proposed to be transferred.

Conclusion of Law

The proposed transfer should be authorized. A public hearing is not necessary.

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. By June 30, 1982, Joy Nyquist may sell and transfer the operative rights and property specified in the application to Arthur A. Moorefield.
2. Purchaser shall:
 - a. File with the Transportation Division written acceptance of the certificate and a copy of the bill of sale or other transfer document within 30 days after transfer.
 - b. Amend or reissue seller's tariffs and timetables, state in them when the service will start, make them effective 10 or more days after this order is effective, and allow at least 10 days' notice to the Commission.

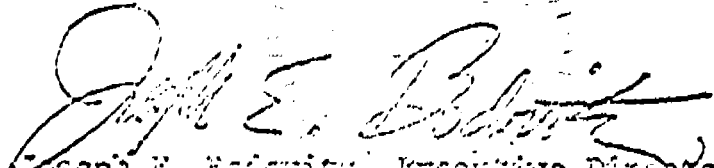
- c. Comply with General Orders Series 79, 98, 101, and 104, and the California Highway Patrol safety rules.
- d. File an annual report of seller's operations for the period from the first day of the current year to the date of transfer.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.

3. If the transfer is completed, on the effective date of the tariffs a certificate of public convenience and necessity is granted to Arthur A. Moorefield, authorizing him to operate as a passenger stage corporation, as defined in PU Code § 226, between the points and over the routes set forth in Appendix A, to transport persons and their baggage.

4. The certificate of public convenience and necessity granted by D.92421 is revoked on the effective date of the tariffs. This order becomes effective 30 days from today. Dated DEC 15 1987, at San Francisco, California.

JOHN E. BRYSON
President
RICHARD D. GRAVELLE
LEONARD M. GRIMES, JR.
VICTOR CALVO
KRISCHILLA C. CREW
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Joseph E. Bedovitz, Executive Director

T/am/ALJ/ec

Appendix A

ARTHUR A. MOOREFIELD
Doing Business As
SUNWORLD AIRPORT VAN SERVICE

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
TO OPERATE AS
A PASSENGER STAGE CORPORATION
PSC-1141

Showing passenger stage operative rights, restrictions, limitations,
exceptions, and privileges.

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 DEC 15 1981, dated
93870, of the Public Utilities Commission of the State
of California, in Application 60852.

Appendix A

ARTHUR A. MOOREFIELD
Doing Business As
SUNWORLD AIRPORT VAN SERVICE
(PSC-1141)

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ARTHUR A. MOOREFIELD
doing Business As
SUNWORLD AIRPORT VAN SERVICE
(PSC-1141)

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

Arthur A. Moorefield, doing business as Sunworld Airport Van 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 only, in either direction between Colton, Fontana, Loma Linda, Rialto, San Bernardino, and the territory of Highland as described, on the one hand, and Ontario International Airport (ONT), on the other hand, subject to the following provisions:

- a. The service shall be door-to-door, on-call, 24 hours per day, seven days per week.
- b. The term "on-call" as used 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.
- c. The service shall be provided in vehicles with seating capacity of fifteen passengers or less, including the driver.
- d. Service shall be limited to the transportation of passengers who originate at or are destined to the ONT.
- e. When route descriptions are given in one direction, they apply to operations in either direction.
- f. Service shall be rendered via a direct route from the point of origin to the point of destination, except that when more than one passenger is to be transported in a single vehicle, service shall be rendered by the most direct routings possible, taking into consideration the various points of origin or destinations of the several passengers.
- g. Routes may be combined for operational purposes.

Issued by California Public Utilities Commission.

Decision 93870, Application 60852.

Appendix A

ARTHUR A. MOOREFIELD
Doing Business As
SUNWORLD AIRPORT VAN SERVICE
(PSC-1141)

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SECTION 2. SERVICE AREA DESCRIPTION.

Colton, Fontana, Loma Linda, Rialto, and San Bernardino

All points within the geographical limits of the cities of Colton, Fontana, Loma Linda, Rialto, San Bernardino and the territory of Highland, on the one hand, and Ontario International Airport, on the other hand.

Highland Territory

That territory bounded by the named streets and highways beginning at 3rd Street and Waterman Avenue in the City of San Bernardino, then east on 3rd Street to Palm Avenue, south on Palm Avenue to the Santa Ana River, then east along the north bank of the Santa Ana River to Greenspot Road, northwest on Greenspot Road to Santa Ana Canyon Road, northeast and north on Santa Ana Canyon Road to Canal Street, northwest on Canal Street to Base Line Street, west on Base Line Street to Church Street, north on Church Street to Pacific Avenue, northwest on Pacific Avenue to Highland Avenue, west on Highland Avenue to Waterman Avenue, then south on Waterman Avenue and return to the point of beginning.

Issued by California Public Utilities Commission.
Decision 93870, Application 60852.

SECTION 3. ROUTE DESCRIPTION.

Route 1 - Colton - ONT

Beginning at any point in the City of Colton, then via the most direct and appropriate route to ONT.

Route 2 - Fontana - ONT

Beginning at any point in the City of Fontana, then via the most direct and appropriate route to ONT.

Route 3 - Highland - ONT

Beginning at any point in the territory of Highland, then via the most direct and appropriate route to ONT.

Route 4 - Loma Linda - ONT

Beginning at any point in the City of Loma Linda, then via the most direct and appropriate route to ONT.

Route 5 - Rialto - ONT

Beginning at any point in the City of Rialto, then via the most direct and appropriate route to ONT.

Route 6 - San Bernardino - ONT

Beginning at any point in the City of San Bernardino, then via the most direct and appropriate route to ONT.