

Decision 95-09-048 September 7, 1995

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

For the Purpose of application of Tamarack Transportation, Inc. California corporation, for a certificate of public convenience and necessity to operate as a Passenger Stage between certain portions of Los Angeles, Orange, San Bernardino, Riverside and Ventura counties on one hand, and Los Angeles International Airport, John Wayne Airport, Ontario Airport, Burbank Airport, Long Beach Airport, the Los Angeles and Long Beach Harbors, and the Los Angeles Amtrak Station on the other hand.

Application 95-01-005
(Filed January 12, 1995)
(amended June 15, 1995)

ORIGINAL

OPINION

Applicant proposes to provide an on-call, seven days per week, passenger stage service between airports, on the one hand, and between airports and points in the Los Angeles Basin Area, on the other hand. Applicant seeks authority under Public Utilities (PU) Code § 1031, et seq. to establish and operate a passenger stage service over and along the most direct routes between points in communities in the counties of Los Angeles, Orange, San Bernardino, Riverside and Ventura, on the one hand, and Los Angeles International Airport (LAX), John Wayne Airport (SNA), Ontario Airport (ONT), Burbank Airport (BUR), Long Beach Airport (LGB), the Los Angeles and Long Beach Harbors (Harbors), and the Los Angeles Amtrak Station (AMTRAK), on the other hand. Applicant also seeks to provide two additional services: an "airport-to-airport service" between the airports, Harbors and Amtrak, described above, on the one hand, and a scheduled service "one direction only, from the Downtown Los Angeles Greyhound Terminal to LAX in accordance with published schedules", on the other hand.

Applicant proposes to perform an on-call, door-to-door service seven days per week (including legal holidays). Twenty six (26) seven-passenger vans described in Exhibit D of the application will be used for the service.

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Balance sheet (Exhibit B) dated November 11, 1994, submitted with the application indicates total assets of over \$510,000 and total liabilities of about \$402,000.

All cities and county governmental entities within the proposed service territory (over 100 cities) were notified of the filing of the application; and, copies of the application were forwarded to 27 members of the California Transit Association located in the proposed service area. Notice of the filing of the application and amendment appeared in the Commission's Daily Calendar. There have been no protests. Applicant appears to possess the experience and financial responsibility necessary to provide the proposed service.

Findings of Fact

1. Applicant proposes to provide an on-call, seven days per week, passenger stage service between airports, on the one hand, and between airports and points in the Los Angeles Basin Area, on the other hand. A one direction only scheduled service between the downtown Los Angeles Greyhound Bus Terminal and LAX has also been proposed.
2. Applicant possesses the financial responsibility necessary to provide the proposed service.
3. There have been no protests to the amended application.

Conclusions of Law

1. Public convenience has not been demonstrated in the proposed one direction only scheduled service between the downtown Los Angeles Greyhound Bus Terminal and LAX.
2. Only the proposed on-call, door-to-door, service of the application should be granted.
3. This decision should be effective today.

Applicant proposes to perform an on-call, door-to-door service seven days per week (including legal holidays). Twenty six (26) seven-passenger vans described in Exhibit D of the application will be used for the service.

Application is submitted on the date of the Executive Director with a notice to applicant that the evidence of insurance is on file with the Commission. **IT IS ORDERED** that:

1. A certificate of public convenience and necessity is granted to Tamarack Transportation, Inc. (applicant) authorizing it to operate as a passenger stage corporation, as defined in Public Utilities (PU) Code § 226, between the points and over the routes set forth in Appendix PSC-9635, to transport persons and their baggage. This order is effective today.

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 its 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 101, 104, and 158, and the California Highway Patrol safety rules.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.
- f. Remit to the Commission the Transportation Reimbursement Fee required by PU Code § 403 when notified by mail to do so.

Before beginning service to any airport, applicant shall notify the airport's governing body. Applicant shall not operate into or on airport property unless such operations are also authorized by the airport's governing body.

Acting Executive Director

4. Applicant is authorized to begin operations on the date that the Executive Director mails a notice to applicant that its evidence of insurance is on file with the Commission and that the California Highway Patrol has approved the use of applicant's vehicles for service.

5. Applicant shall comply with PU Code §§ 460.7 and 1043.0 relating to the Workers' Compensation laws of this state.

6. The application is granted as set forth above.

This order is effective today.

Dated September 7, 1995, at Los Angeles, California

a. File a written acceptance of this certificate within 30 days after this order is effective.

DANIEL W. FESSLER
President
P. GREGORY CONLON
JESSIE J. KNIGHT, JR.
HENRY M. DUQUE
Commissioners

b. Service will start at least 10 days after this order is effective. Notice to the Commission and make timetables and tariffs effective 10 or more days after this order is effective.

c. Copy with General Orders Series 101, 104, and 158, and the California Highway Patrol safety rules.

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

e. Remit to the Commission the Transportation Reimbursement Fee required by PU Code § 403 when notified by mail to do so.

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

Wesley Frank...

Acting Executive Director



T/MEE/ebi

Appendix PSC-9635 Tamarack Transportation, Inc. Original Title Page

CERTIFICATE

OF

PUBLIC CONVENIENCE AND NECESSITY

AS A PASSENGER STAGE CORPORATION

PSC-9635

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 95-09-048, dated
September 7, 1995 of the Public Utilities Commission of the
State of California in Application 95-01-005.

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

Tamarack Transportation, 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 and their baggage on an on-call, door-to-door, basis between points in Los Angeles, Orange, San Bernardino, Riverside and Ventura counties, described in Section 2, on the one hand, and Los Angeles International Airport (LAX), John Wayne Airport (SNA), Ontario Airport (ONT), ~~Redondo Beach Airport (RDB), Long Beach Airport (LGB), the Los Angeles and Long Beach Harbors (Harbors), and the Los Angeles Amtrak Station (Amtrak),~~ on the other hand, over and along the routes described in Section 3, subject, however, to the authority herein.

SECTION 2. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS, AND SPECIFICATIONS. 2

SECTION 3. SERVICE AREA DESCRIPTIONS. 3

SECTION 4. ROUTE DESCRIPTIONS. 4

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

(c) No passengers shall be transported except those having a point of origin or destination at LAX, SNA, ONT, BUR, LGB, Harbors or Amtrak.

(d) The term "on-call" as used refers to service which is authorized to be rendered dependent on the demands of passengers. The tariffs shall show the conditions under which each authorized on-call service will be provided, and shall include the description of the boundary of each fare zone, except when a single fare is charged to all points within a single incorporated city.

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

Tamarack Transportation, 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 and their baggage on an on-call, door-to-door, basis between points in Los Angeles, Orange, San Bernardino, Riverside and Ventura counties, described in Section 2, on the one hand, and Los Angeles International Airport (LAX), John Wayne Airport (SNA), Ontario Airport (ONT), Burbank Airport (BUR), Long Beach Airport (LGB), the Los Angeles and Long Beach Harbors (Harbors), and the Los Angeles Amtrak Station (Amtrak), on the other hand, over and along the routes described in Section 3, subject, however, to the authority of this Commission to change or modify the routes at any time and subject to the following provisions:

- (a) This certificate does not authorize the holder to conduct any operations on the property of or into any airport unless such operation is authorized by the airport authority involved.
- (b) When route descriptions are given in one direction, they apply to operations in either direction unless otherwise indicated.
- (c) No passengers shall be transported except those having a point of origin or destination at LAX, SNA, ONT, BUR, LGB, Harbors or Amtrak.
- (d) The term "on-call" as used refers to service which is authorized to be rendered dependent on the demands of passengers. The tariffs shall show the conditions under which each authorized on-call service will be provided, and shall include the description of the boundary of each fare zone, except when a single fare is charged to all points within a single incorporated city.

SECTION 2. SERVICE AREA DESCRIPTIONS.

On-Call, Door-to-Door Service

Los Angeles County

All points within the geographical limits of Los Angeles County.

Orange County

All points within the geographical limits of Orange County.

San Bernardino County

All points within the geographical limits of the following cities and communities:

- Bloomington, Bryn Mawr, Chino, Colton (Grand Terrace), Devore, Fontana, Highland, Loma Linda, Montclair, Ontario, Rancho Cucamonga (Alta Loma and Etiwanda), Redlands, Rialto, San Bernardino and Upland.

Riverside County

All points within the geographical limits of the following cities and communities:

- Corona, Glen Ivy, Lake Elsinore, Moreno Valley, Norco, Perris and Riverside.

Ventura County

All points within the geographical limits of the following cities and communities:

- Camarillo, Fillmore, Moorpark, Oak View, Ojai, Oxnard, Port Hueneme, Santa Paula, Simi Valley, Somis, Thousand Oaks and Ventura.

Airports, Harbors and Train Stations

Los Angeles International Airport (LAX), John Wayne Airport (SNA), Ontario Airport (ONT), Burbank Airport (BUR), Long Beach Airport (LGB), Los Angeles and Long Beach Harbors (Harbors), and Los Angeles Amtrak Station (Amtrak).

SECTION 3. ROUTE DESCRIPTIONS.

Route 1. On-call, door-to-door, service

Commencing at any point within the authorized service area described in Section 2, then via the most convenient streets and highways to LAX, SNA, ONT, BUR, LGB, Harbors or Amtrak.

Orange County

All points within the geographical limits of Orange County.

San Bernardino County

All points within the geographical limits of the following cities and communities:

- Bloomington, Bryn Mawr, China, Colton (Grand Terrace),
- Dayton, Fontana, Highland, Los Bends, Montclair,
- Ontario, Rancho Cucamonga (Alta Loma and Etiwanda),
- Redlands, Rialto, San Bernardino and Upland.

Riverside County

All points within the geographical limits of the following cities and communities:

- Corona, Glen Ivy, Lake Elsinore, Moreno Valley, Norco,
- Peris and Riverside.

Ventura County

All points within the geographical limits of the following cities and communities:

- Castroville, Elgin, Moorpark, Oak View, Ojai, Oxnard,
- Fort Huachuca, Santa Paula, Simi Valley, Soledad, Thousand Oaks and Ventura.

Airports, Harbors and Train Stations

Los Angeles International Airport (LAX), John Wayne Airport (SNA), Ontario Airport (ONT), Burbank Airport (BUR), Long Beach Airport (LGB), Los Angeles and Long Beach Harbors (Harbors), and Los Angeles Amtrak Station (Amtrak).