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**ORIGINAL**

Decision 95-11-054 November 21, 1995

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 Kavoos Baharian Fard dba Airport )  
 2000 Shuttle for a certificate of )  
 public convenience and necessity to )  
 operate as a passenger stage carrier )  
 between points in Santa Clara, San )  
 Mateo, and Alameda Counties and )  
 points to and from San Jose, San )  
 Francisco, and Oakland International )  
 Airports. )

Application 95-07-054  
(Filed July 31, 1995)

O P I N I O N

Kavoos Baharian Fard, an individual (applicant), requests authority pursuant to Public Utilities Code § 1031, et seq., to establish and operate as a passenger stage corporation to transport passengers and their baggage between the points and places in the Counties of Santa Clara, San Mateo, and Alameda Counties, on the one hand, and San Jose (SJC), San Francisco (SFO), and Oakland (OAK) International Airports, on the other hand, and between SJC, SFO, and OAK.

Applicant proposes to perform on-call service, 24 hours a day, seven days a week. Applicant plans to use one eight-passenger van. The unaudited balance sheet as of June 3, 1995 indicates total assets of \$67,000, and equity of \$62,000. The proposed tariff containing the rules and fares are shown in Exhibit "B", attached to his application. The proposed fares are reasonable.

Notice of filing of the application appeared in the Commission's Daily Calendar on June 28, 1995. No protest has been received. The applicant notified the airports and governmental

entities. The Safety and Enforcement Division recommends that the application be granted.

Findings of Fact

1. Applicant requests authority to establish and operate as a passenger stage corporation, on-call basis, to transport passengers and their baggage between the points and places in the Counties of Santa Clara, San Mateo, and Alameda Counties, on the one hand, and SJC, SFO, and OAK, on the other hand, and between SJC, SFO, and OAK.

2. Public convenience and necessity require the issuance of a certificate to perform the proposed service.

3. No protests to the application have been filed.

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.

Conclusions of Law

1. A public hearing is not necessary.

2. Public convenience and necessity have been demonstrated and the application should be granted.

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.

ORDER

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Kavoos Baharian Fard, an individual, (applicant), authorizing him to operate as a passenger stage corporation, as defined in Public Utilities (PU) Code § 226, to transport persons

and their baggage, between the points and over the routes set forth in Appendix PSC-10025.

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 the tariffs and timetable 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 § 403 when notified by mail to do so.

3. 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.

4. Applicant is authorized to begin operations on the date that the Executive Director mails a notice to applicant that his 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.

6. Applicant shall comply with PU Code SS 460.7 and 1043, relating to the Workers' Compensation laws of this state.

7. The application is granted as set forth above.

This order is effective today.

Dated November 21, 1995, at San Francisco, California.

DANIEL Wm. FESSLER  
President  
P. GREGORY CONLON  
JESSIE J. KNIGHT, JR.  
HENRY M. DUQUE  
JOSIAH L. NEEPER  
Commissioners

T/MM

Appendix PSC-10025

Kavoos Baharian Fard  
(an individual)

Original Title Page

CERTIFICATE

OF

PUBLIC CONVENIENCE AND NECESSITY

AS A PASSENGER STAGE CORPORATION

PSC-10025

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

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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.

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Issued under authority of Decision 95-11-054, dated November 21, 1995,  
of the Public Utilities Commission of the State of California in  
Application 95-07-054.

T/MM

Appendix PSC-10025

Kavoos Baharian Fard  
(an individual)

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Issued by California Public Utilities Commission.

Decision 95-11-054, Application 95-07-054.

## SECTION I. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS, AND SPECIFICATIONS.

Kavoos Baharian Fard, an individual, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers and their baggage on "on-call" basis, between the points described in Section IIA, on the one hand, and the airports described in Section IIB, on the other hand, and between the airports described in Section IIB, over and along the routes described in Section III, subject, however, to the authority of this Commission to change or modify the route 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. 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. No passengers shall be transported except those having either a point of origin or destination at OAK, SJC, or SFO.
- d. This certificate does not authorize the holder to conduct any operation on the property of or into any airport unless such operation is authorized by the airport authority involved.

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SECTION II. SERVICE AREA.

- A. The counties of Santa Clara, San Mateo, and Alameda.
  
- B. San Francisco International Airport (SFO)  
Oakland International Airport (OAK)  
San Jose International Airport (SJC)

SECTION III. ROUTE DESCRIPTION.

ON -CALL SERVICE

Route 1 - Counties

Commencing from any point or place located in the service area described in Section IIA, then over the most convenient streets and highways to the airports described in Section IIB.

Route 2 - Airports

Commencing from any airports described in Section IIB, then over the most convenient streets and highways to the airports described in Section IIB.

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