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Decision 95-12-036 December 18, 1995

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of)
American Taxi of Chico, dba American)
Shuttle for the authority to operate)
as a passenger stage corporation)
between points in Butte, Yuba and)
Sutter Counties and the Sacramento)
Metro Airport.)

ORIGINAL

Application 95-07-056
(Filed July 28, 1995)

OPINION

The applicant is Hubert L. Beaver (applicant), an individual. He requests authority pursuant to Public Utilities Code § 1031, et seq., to establish and operate as a passenger stage corporation on a scheduled service to transport passengers and their baggage between the cities or communities of Chico, Paradise, Gridley, Yuba City, on the one hand, and Sacramento Metropolitan Airport (SMA), on the other hand.

Applicant proposes to operate three scheduled service daily, seven days a week. The first scheduled service will commence from Chico at 4:00 a.m., then at 12:00 p.m., and lastly, at 8:00 p.m. The first service leaving SMA will begin at 9:00 a.m., then at 5:00 p.m., and 11:30 p.m. Applicant will use two seven-passenger vans. The proposed one-way adult fares from Chico/Paradise, Gridley, and Yuba City are \$30, \$25, and \$10, respectively. The unaudited balance sheet as of June 3, 1995, indicates total assets of \$59,800, and equity of \$59,800.

Notice of filing of the application appeared in the Commission's Daily Calendar on August 23, 1995. No protest has been received. On October 30, 1995, applicant notified SMA and the affected cities. 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 a scheduled service to

transport passengers and their baggage between the cities or communities of Chico, Paradise, Gridley, Yuba City, on the one hand, and SMA, on the other hand.

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, as set forth in the following 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.

ORDER

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Hubert L. Beaver (applicant), an individual, 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 route set forth in Appendix PSC-10024.

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 (CHP) 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.
- g. comply with PU Code §§ 460.7 and 1043, relating to the Workers' Compensation laws of this state.

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 CHP has approved the use of applicant's vehicles for service.

5. The application is granted as set forth above.
This order is effective today.
Dated December 18, 1995, at San Francisco, California.

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

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION
PSC-10024

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 95-12-036, dated December 18, 1995,
of the Public Utilities Commission of the State of California in
Application 95-07-056.

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

Hubert L. Beaver, 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 a scheduled service, between the points described in Section II, on the one hand, and Sacramento Metropolitan Airport (SMA), on the other hand, over and along the route 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. Scheduled service will be operated only at the designated service points listed in Section II. Such schedules shall be the timetable filed with the Commission. All of the stop points shall be described in the timetable filed with the Commission.
- c. No passengers shall be transported except those having either a point of origin or destination at SMA.
- 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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T/MM

PSC-10024

Hubert L. Beaver
(an individual)

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SECTION II. SERVICE AREA.

Any point or places in the cities or communities of Chico, Paradise, Gridley, and Yuba City.

SECTION III. ROUTE DESCRIPTION.

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

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