

ALJ/WRS/gab

Mailed

DEC 18 1995

Decision 95-12-042 December 18, 1995

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of USA Shuttle Service, )  
 Inc., a corporation doing business as )  
 U.S. Charter Limousine and Towncar )  
 Service, for authority to operate )  
 as a Passenger Stage Corporation )  
 between points within the counties of )  
 Alameda, Santa Clara, to Oakland )  
 International Airport, San Francisco )  
 International Airport, and San Jose )  
 International Airport. )

Application 95-10-023  
(Filed October 12, 1995)

**ORIGINAL**

OPINION

USA Shuttle Service, Inc. (applicant), a corporation, 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 Santa Clara County and the City of Fremont in Alameda County, 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, as described in Exhibits "B" and "D", attached to the application.

Applicant proposes to perform on-call service, between 5:00 a.m. and 12:00 a.m., seven days a week. Applicant plans to use one eight-passenger van and one six-passenger limousine. The unaudited balance sheet as of December 31, 1994 indicates total assets of \$170,836, total liabilities of \$18,231, and equity of \$152,605. The proposed tariff containing the rules and fares are shown in Exhibit "D", attached to his application. The proposed fares are reasonable.

Notice of filing of the application appeared in the Commission's Daily Calendar on October 12, 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 on-call basis, to transport passengers and their baggage between the points and places in Santa Clara County and the City of Fremont in Alameda County, on the one hand, and SJC, SFO, and OAK, on the other hand and between SJC, SFO, and OAK, as described in Exhibits "B" and "D", attached to the application.

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.

3. Since there is no formal objection filed with the Commission to the application, this decision should be effective on the date it is signed.

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 USA Shuttle Service, Inc. (applicant), a corporation, authorizing it 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-9362.

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 its 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

T/MM

Appendix PSC-9362 USA Shuttle Service, Inc. Original Title Page  
(a corporation)

CERTIFICATE

OF

PUBLIC CONVENIENCE AND NECESSITY

AS A PASSENGER STAGE CORPORATION

PSC-9362

-----  
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 95-12-042, dates December 18,  
1995, of the Public Utilities Commission of the State of California  
in Application 95-10-023.

T/MM

Appendix PSC-9362

USA Shuttle Service, Inc.  
(a corporation)

Original Page 1

I N D E X

	<u>Page</u>
SECTION I. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS, AND SPECIFICATIONS . . . . .	2
SECTION II. SERVICE AREA . . . . .	3
SECTION III. ROUTE DESCRIPTION . . . . .	3

Issued by California Public Utilities Commission.

Decision 95-12-042, Application 95-10-023.

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

USA Shuttle Service, Inc., a corporation, 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.

SECTION II. SERVICE AREA.

- A. The County of Santa Clara and the City of Fremont in Alameda County.
  
- B. San Francisco International Airport (SFO)  
Oakland International Airport (OAK)  
San Jose International Airport (SJC)

SECTION III. ROUTE DESCRIPTION.

ON -CALL SERVICE

Route 1 - County

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.

Issued by California Public Utilities Commission.

Decision 95-12-042, Application 95-10-023.