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Decision 96-01-008 January 10, 1996

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Serendipity Land Yachts, Ltd.)
for authority to extend Passenger)
Stage Service on a scheduled basis)
between the San Jose International)
Airport, Santa Clara, County and San)
Francisco International Airport.)

Application 95-11-020
(Piled November 13, 1995)

ORIGINAL

OPINION

Serendipity Land Yachts, Ltd. (applicant), a corporation, requests authority under Public Utilities ((PU) Code § 1031 et seq. to extend its scheduled passenger stage corporation to transport passengers and their baggage. Applicant is currently authorized to operate as a scheduled passenger stage corporation pursuant to Decision (D.) 95-02-009, between certain hotels and convention centers in downtown San Jose, Great America Parkway, Sunnyvale, Santa Clara, and Milpitas, on the one hand, and San Jose International Airport (SJC), on the other hand, commuter service between Los Banos, on the one hand, and certain points in Gilroy and San Jose, on the other hand, and Saturday shopper service between Los Banos and San Jose.

Applicant proposes to perform scheduled service between San Francisco International Airport (SFO), on the one hand, and the City of Santa Clara, SJC, and the City of San Jose, on the other hand, as indicated in Exhibit A, attached to the application. Applicant proposes a one-way fare of \$15 per adult person between the cities of Santa Clara and San Jose, on the one hand, and SJC, and SFO, on the other hand, as shown in Exhibit B, attached to the application.

Notice of filing of this application appeared in the Commission's Daily Calendar on November 17, 1995. The applicant notified all of the affected cities. No protest has been received. The Safety and Enforcement Division recommends that this application be granted.

Findings of Fact

1. Applicant is currently authorized to operate as a passenger stage corporation pursuant to D.95-02-009, between certain hotels and convention centers in downtown San Jose, Great America Parkway, Sunnyvale, Santa Clara and Milpitas, on the one hand, and SJC, on the other hand, commuter service between Los Banos, on the one hand, and certain points in Gilroy and San Jose, on the other hand, and Saturday shopper service between Los Banos and San Jose.

2. Applicant requests to extend its passenger stage scheduled service between SFO, on the one hand, and the City of Santa Clara, SJC, and the City of San Jose, on the other hand, as indicated in Exhibit A, attached to the application.

3. Public convenience and necessity require the proposed extension of service.

4. No protests to the application have been filed.

5. A public hearing is not necessary.

6. 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. The application should be granted.

2. Since the matter is uncontested, the decision should be effective on the date 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.

O R D E R

IT IS ORDERED that:

1. The certificate of public convenience and necessity granted to Serendipity Land Yachts, Ltd. (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 PSC-8430 of Decision 95-02-009 is amended by replacing Original Page 4 with First Revised Page 4.

2. Applicant shall:

- a. File a written acceptance of this amended 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 Code § 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. 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.

4. The application is granted as set forth above.
This order is effective today.

Dated January 10, 1996, at San Francisco, California.

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

SECTION III. ROUTE DESCRIPTIONS (Concluded).

SCHEDULED SERVICE

Airport Operations (Concluded)

Route 4 - Milpitas

Commencing from any point in Milpitas as described in *Section IIA, then over the most convenient streets, expressways, and highways to SJC.

*Route 5 - SFO

Commencing from the City of San Jose, then over the most convenient streets, expressways, and highways to SJC, the City of Santa Clara and to San Francisco International Airport (SFO).

Home-to-work Operations

Route A - Los Banos - Milpitas

Commencing from any point in the City of Los Banos, then over the most convenient streets, expressways, and highways to the Cities of San Jose and Milpitas.

Route B - Los Banos - Gilroy

Commencing from any point in the City of Los Banos, then over the most convenient streets, expressways, and Highway 152 with a stop at the junction of Highways 152 and 33, then continue to the City of Gilroy.

Saturday Shopper

Commencing from any point in the City of Los Banos, then over the most convenient streets, expressways, and Highway 152 with a stop at the junction of Highways 152 and 33, then continue over the most convenient streets, expressways and highways to the City of San Jose.

Issued by California Public Utilities Commission.

*Revised by Decision 96-01-008, Application 95-11-020.