

Decision 96-02-008 February 7, 1996

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of )  
PAUL CHUNG MING CHIU, an individual, )  
Metro Airport Shuttle of San )  
Francisco International Airport )  
authority to operate as a passenger )  
stage individually between points )  
Door to Door San Francisco and the )  
San Francisco International Airport )  
and most cities of East Bay and )  
South Bay. )

**ORIGINAL**

Application 95-09-038  
(Filed September 6, 1995)

**OPINION**

Chung Ming Chiu (applicant), an individual, requests authority pursuant to Public Utilities Code § 1031, et seq. to establish and operate as a passenger stage corporation an on-call service to transport passengers and their baggage between most cities of East Bay in Alameda (C)ounty and most cities of South Bay in San Mateo (C)ounty and in Santa Clara (C)ounty, the City of San Francisco, on the one hand, and San Francisco International Airport (SFO), on the other hand.

In his letter dated December 19, 1995, applicant requested a reduction in his service area to include only the City of San Francisco and the cities or communities within the County of San Mateo, on the one hand, and SFO, on the other hand. Applicant proposes to operate between 9:00 a.m. and 10:30 p.m. six days a week. Applicant will serve the proposed area with one seven-passenger van. The unaudited balance sheet indicates total assets of \$28,000 and total liabilities of \$28,000. The proposed fares are reasonable.

**ORDER**

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Chung Ming Chiu (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 routes set forth in Appendix PSC 10138, subject to the conditions contained in the following paragraphs.

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. Comply with controlled substance and alcohol testing certification program pursuant to PU Code § 1032.1 and General Order Series 158.
- f. Maintain accounting records in conformity with the Uniform System of Accounts.
- g. Remit to the Commission the Transportation Reimbursement Fee required by PU Code § 403 when notified by mail to do so.

# CORRECTION !!

*THE PREVIOUS DOCUMENT(S) MAY HAVE  
BEEN FILMED INCORRECTLY .....*

# RESHOOT FOLLOWS

Decision 96-02-008 February 7, 1996

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of PAUL CHUNG MING CHIU, an individual, Metro Airport Shuttle of San Francisco International Airport authority to operate as a passenger stage individually between points Door to Door San Francisco and the San Francisco International Airport and most cities of East Bay and South Bay.

ORIGINAL

Application 95-09-038 (Filed September 6, 1995)

OPINION

Chung Ming Chiu (applicant), an individual, requests authority pursuant to Public Utilities Code § 1031, et seq. to establish and operate as a passenger stage corporation an on-call service to transport passengers and their baggage between most cities of East Bay in Alameda (County) and most cities of South Bay in San Mateo (County) and in Santa Clara (County), the City of San Francisco, on the one hand, and San Francisco International Airport (SFO), on the other hand.

In his letter dated December 19, 1995, applicant requested a reduction in his service area to include only the City of San Francisco and the cities or communities within the County of San Mateo, on the one hand, and SFO, on the other hand. Applicant proposes to operate between 9:00 a.m. and 10:30 p.m. six days a week. Applicant will serve the proposed area with one seven-passenger van. The unaudited balance sheet indicates total assets of \$28,000 and total liabilities of \$28,000. The proposed fares are reasonable.

Notice of filing of the application appeared in the Commission's Daily Calendar on October 23, 1995. No protest has been received. The applicant notified SFO and the affected

cities 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 service to transport passengers and their baggage between the City of San Francisco and the cities and communities within the County of San Mateo, on the one hand, and SFO, 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, subject to staff approval of the rules and regulations governing the fares and 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.

Applicant will serve the proposed area with one seven-passenger van. The unadmitted balance sheet indicates assets of \$28,000 and total liabilities of \$28,000. The proposed fares are reasonable.

**ORDER**

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Chung Ming Chiu (applicant), an individual, authorizing him to operate as a passenger stage corporation, as defined in Public Utilities (PU) Code § 2267, to transport persons and their baggage, between the points and over the routes set forth in Appendix PSC 10138, subject to the conditions contained in the following paragraphs.

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. Comply with controlled substance and alcohol testing certification program pursuant to PU Code § 1032.1 and General Order Series 158.
- f. Maintain accounting records in conformity with the Uniform System of Accounts.
- g. Remit to the Commission the Transportation Reimbursement Fee required by PU Code § 403 when notified by mail to do so.

h. 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 February 7, 1996, at San Francisco, California.

DANIEL Wm. FESSLER  
President

P. GREGORY CONLON  
JESSIE J. KNIGHT, JR.

HENRY M. DUQUE  
JOSIAH L. NEEPER  
Commissioners

T/MM

MMAT

Appendix PSC-10138

CHUNG MING CHIU  
(an individual)

Appendix PSC-10138  
Original Title Page 1

CERTIFICATE

OF

PUBLIC CONVENIENCE AND NECESSITY

AS A PASSENGER STAGE CORPORATION

PSC-10138

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 96-02-008, dated February 7, 1996, of the Public Utilities Commission of the State of California in Application 95-09-038.

Issued by California Public Utilities Commission.

Decision 96-02-008, Application 95-09-038.



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Appendix PSC-10138

Chung Ming Chiu  
(an individual)

Original Page 1

Original Title Page

Appendix PSC-10138

CHUNG MING CHIU

OF

PUBLIC UTILITIES COMMISSION AND NECESSITY

AS A PASSENGER STAGE CORPORATION

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

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Appendix PSC-10138

Chung Ming Chiu  
(an individual)

Original Page 2

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

Chung Ming Chiu, 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 an "on-call" basis, between points and places as described in Section II, and the San Francisco International Airport (SFO) over and along the route described in Section III, subject, however, to the authority of this Commission to change or modify this authority 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 a point of origin or destination at 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.

Issued by California Public Utilities Commission,

Decision 96-02-008, Application 95-09-038.

Appendix PSC-10138

Chung/Ming/Chiu  
(an individual)

Original Page 3

SECTION II. SERVICE AREA.

Points and places in the County of San Mateo,  
City of San Francisco.

SECTION III. ROUTE DESCRIPTION.

Commencing from any point as described in Section II,  
then over the most convenient streets, expressways,  
and highways to SFO.

Issued by California Public Utilities Commission.

Decision 96-02-008, Application 95-09-038.

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