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Decision 96-03-001 March 13, 1996

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 Seyd M. Saidi as an individual, dba)
 International Shuttle, for authority)
 to operate as a passenger stage)
 corporation between points in)
 Alameda, Contra Costa, and San)
 Francisco Counties and Oakland)
 International Airport.)
)
)

ORIGINAL

Application 95-06-058
(Filed June 30, 1995)

O P I N I O N

Seyd M. Saidi (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 the Cities of Alameda, Albany, San Leandro, San Lorenzo, Pleasanton, Dublin, Oakland, Piedmont, Berkeley, Emeryville, Walnut Creek, Concord, Hayward, San Francisco, Danville, and Livermore, on the one hand, and Oakland International Airport (OAK), on the other hand.

Applicant proposes to perform 24-hour on-call service, 7 days a week. Applicant proposes to use 2 seven-passenger vans. The unaudited balance sheet as of June 24, 1995 indicates total assets of \$137,000, total liabilities of \$12,000, and equity of \$125,000. The proposed tariff, containing the rules and fares are shown in Exhibit "B", attached to his application. In his letters, received by the Commission's Safety and Enforcement Division on January 9 and 19, 1996, applicant requested that San Lorenzo, omitted in Exhibit "A", be included and that the proposed fare between San Lorenzo and OAK of \$12, that was omitted in Exhibit

"B", be a part of the application. The proposed fares are reasonable.

Notice of filing of the application appeared in the Commission's Daily Calendar on July 14, 1995. No protest has been received. The applicant notified OAK 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 an on-call service to transport passengers and their baggage between the Cities of Alameda, Albany, San Leandro, San Lorenzo, Pleasanton, Dublin, Oakland, Piedmont, Berkeley, Emeryville, Walnut Creek, Concord, Hayward, San Francisco, Danville, and Livermore, on the one hand, and OAK, 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.

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 Seyd M. Saidi (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-9882, 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 § 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.

6. Application 95-06-058 is closed.

This order is effective today.

Dated March 13, 1996, at San Francisco, California.

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

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION
PSC-9882

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 96-03-001, dated March 13, 1996,
of the Public Utilities Commission of the State of California in
Application 95-06-058.

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Issued by California Public Utilities Commission.

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

Seyd M. Saidi, 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 airport described in Section IIB, 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. 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.
- 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 cities of Alameda, Albany, San Leandro, San Lorenzo, Pleasanton, Dublin, Oakland, Piedmont, Berkeley, Emeryville, Walnut Creek, Concord, Hayward, San Francisco, Danville, and Livermore.
- B. Oakland International Airport (OAK)

SECTION III. ROUTE DESCRIPTION.

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 airport described in Section IIB.

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