

Mailed

Decision 97-01-041 January 23, 1997

JAN 24 1997

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of UNIVERSAL)
TRANSPORTATION SYSTEMS, INC. California)
Corporation, to Purchase and Acquire a Certificate of)
Public Convenience and Necessity to Operate as a)
Passenger Stage Between Points in Los Angeles and)
Orange Counties on the One Hand and Los Angeles)
International Airport, John Wayne Airport, Burbank)
Airport, and Long Beach Airport, LA AMTRAK and LA)
& LB Harbors on the Other Hand per § 854, Public)
Utilities Code.)

Application 96-07-039
(Filed July 29, 1996)

OPINION

Seller Uri Darwish, dba Quick Trip Shuttle Service seeks authority to sell and transfer his certificate to operate a passenger stage (PSC 6865), and two vehicles, and Buyer Universal Transportation Systems, Inc., a California corporation seeks authority to purchase the same. Buyer will continue the present on-call operation between Los Angeles International, John Wayne, Burbank and Long Beach Airports, and Los Angeles AMTRAK and Los Angeles and Long Beach Harbors and points in Los Angeles and Orange counties. Buyer allegedly has the ability, equipment, and financial resources to perform the existing service. It is alleged that the transfer will not adversely affect the public interest.

Notice of filing of the application appeared in the Commission's Daily Calendar. In addition, notice of the filing of the application was served by applicants on all governmental agencies and regional transportation planning agencies within whose boundaries passengers will be loaded and unloaded. There have been no protests to the application.

Findings of Fact

1. Buyer has the ability, equipment, and financial resources to continue the existing passenger stage service between Los Angeles International, John Wayne, Burbank and Long Beach Airports, and Los Angeles AMTRAK and Los Angeles and Long Beach Harbors and points in Los Angeles and Orange counties.
2. The proposed transfer will not adversely affect the public interest.
3. No protests to the application have been filed.
4. A public hearing is not necessary.
5. 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.

ORDER

IT IS ORDERED that:

1. An in lieu certificate of public convenience and necessity is granted to Buyer Universal Transportation Systems, Inc., authorizing it to operate as a passenger stage corporation, as defined in Public Utilities (PU) Code § 226, between the points and over the routes set forth in Appendix PSC 6865, to transport persons and baggage. Buyer is authorized to acquire, and seller to sell, the operative property described in the application.
2. Buyer shall:
 - a. File a written acceptance of this certificate within 30 days after this order is effective.

- b. Continue the authorized service under seller's name and file tariffs and timetables in its own name within 120 days after this order is effective.
- c. Comply with General Orders Series 101, 104, and 158, and the California Highway Patrol safety rules.
- d. Maintain accounting records in conformity with the Uniform Systems of Accounts.
- e. Remit to the Commission the Transportation Reimbursement Fee required by PU Code § 403 when notified by mail to do so.

3. On the date Buyer files its tariffs the Certificate of Seller is revoked. If the transfer is not consummated within one year from the effective date, the authority granted is revoked.

4. Before beginning service to any airport, Buyer shall notify the airport's governing body. Buyer shall not operate into or on airport property unless such operations are also authorized by the airport's governing body.

5. Buyer is authorized to begin operations on the date that the Executive Director mails a notice to Buyer that evidence of insurance is on file with the Commission and that the California Highway Patrol has approved the use of applicant's vehicles for service.

6. Buyer shall comply with PU Code §§ 460.7 and 1043, relating to the Workers' Compensation laws of this state.

7. The application is granted as set forth above.

8. Application 96-07-039 is closed.

This order is effective today.

Dated January 23, 1997, at San Francisco, California.

P. GREGORY CONLON
President
JESSIE J. KNIGHT, JR.
HENRY M. DUQUE
JOSIAH L. NEEPER
RICHARD A. BILAS
Commissioners