

Mailed

FEB 19 1997
ORIGINAL

Decision 97-02-036 February 19, 1997

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
Pacific Shuttle, to establish Zone)
of Rate Freedom (ZORF) for passenger)
stage service between the Counties)
of San Mateo, San Francisco, Santa)
Clara, Alameda, Contra Costa, and)
SFO, OAK, and SJC Airports.)

Application 96-11-044
(Filed November 26, 1996)

O P I N I O N

The applicant is Pacific Airporter, Inc., a corporation, doing business as Pacific Shuttle (applicant).

Applicant is authorized by Decision (D.) 94-09-026 and D.95-02-010 to operate as a passenger stage corporation (PSC-9239) on a scheduled and an on-call service between points in the Counties of Marin, San Francisco, San Mateo, Santa Clara, Contra Costa, and Solano, on the one hand, and San Francisco (SFO), Oakland (OAK), and San Jose (SJC) International Airports, on the other hand.

Applicant requests authority pursuant to Public Utilities (PU) Code §§ 454.2 and 491 to establish a Zone of Rate Freedom (ZORF), between points in the City and County of San Francisco and SFO. The ZORF would be \$8 below and above its present fare of \$9. The minimum fare under ZORF would be \$3.

The Rail Safety/Carriers Division staff is of the opinion that the establishment of the ZORF of \$8 is fair and reasonable.

Applicant competes with other passenger stage corporations, taxi cabs, limousines, buses, and automobiles in its service area.

Notice of filing of the application appeared in the Commission's Daily Calendar on December 4, 1996. No protest has been received. The applicant notified the affected city and SFO.

The Rail Safety/Carriers Division recommends that the application be granted.

Findings of Fact

1. Applicant is authorized to operate as a passenger stage corporation (PSC-9239) on a scheduled and an on-call service between points in the Counties of Marin, San Francisco, San Mateo, Santa Clara, Contra Costa, and Solano, on the one hand, and SFO, OAK, and SJC, on the other hand.

2. Applicant requests authority to establish a ZORF of \$8 above and below its present fare of \$9 but not less than a minimum fare of \$3. The ZORF is fair and reasonable.

3. Applicant competes with passenger stage corporations, taxi cabs, limousines, buses, and automobiles in its operations.

4. No protests to the application have been filed.

Conclusions of Law

1. The application for a ZORF should be granted.

2. Before applicant changes fares under the ZORF authorized below, applicant should give this Commission 10 days' notice.

3. The filing of ZORF fares should be accompanied by a tariff amendment showing between each service point the high and low ends of the ZORF and the then currently effective fare.

4. In order to make the proposed fare changes available as soon as possible, the following order should be effective on the date of this decision.

O R D E R

IT IS ORDERED that:

1. Pacific Airporter, Inc., a corporation, doing business as Pacific Shuttle (applicant), is authorized under Public Utilities (PU) Code § 454.2 to establish a Zone of Rate Freedom (ZORF) fares between \$8 below and above its present authorized fare.

2. Applicant shall file a ZORF tariff in accordance with the application on not less than 10 days' notice to the Commission and to the public and subject to Commission approval. The ZORF shall expire unless exercised within 60 days after the effective date of this order.

3. Applicant may make changes within the ZORF by filing amended tariffs on not less than 10 days' notice to the Commission and to the public. The tariff shall include between each service points the authorized maximum and minimum fares and the fare to be charged.

4. In addition to posting and filing tariffs, applicant shall post notices explaining fare changes in its terminals and passenger-carrying vehicles. Such notices shall be posted at least 5 days before the effective date of the fare changes and shall remain posted for at least 30 days.

5. The application is granted as set forth above.

6. This proceeding is closed.

This order is effective today.

Dated February 19, 1997, at San Francisco, California.

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