

Decision 97-02-037 February 19, 1997

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of Shahriar Cheshmehzangi dba Royal Polo Transportation for authority to add three additional pick ups from hotels in Orange County, on the one hand, and Knott's Berry Farm, Medieval Times Restaurant, Wax Museum, on the other to the current authority (PSC-9834), and for interim authority to operate such a service forthwith.

ORIGINAL

Application 96-12-025
 (Filed December 10, 1996)

O P I N I O N

Shahriar Cheshmehzangi (applicant), an individual, dba Royal Polo Transportation, requests authority under Public Utilities (PU) Code § 1031 *et seq.* to extend his passenger stage corporation to transport passengers. Applicant is currently authorized to operate as a scheduled passenger stage corporation (PSC-9834) pursuant to Decision (D.) 96-02-052 and D.96-09-023, between certain hotels located in the Cities of Anaheim and Buena Park, on the one hand, and Buena Park Mall, Wild Bill's Restaurant, Disneyland, and Anaheim Plaza Mall on the other hand.

Applicant proposes to perform scheduled service between certain hotels located in the City of Anaheim, on the one hand, and Buena Park Mall, Knott's Berry Farm, Medieval Times Restaurant, and the Movieland Wax Museum, located in the City of Buena Park, on the other hand. In the applicant's letter dated January 21, 1997, it said that the proposed service would add the above three attractions in the City of Buena Park in his present Routes 1 and 2. It also said that Travelodge Park South is now known as Day's Inn Park South. The proposed adult one-way fare is \$3.

Notice of filing of this application appeared in the Commission's Daily Calendar of December 16, 1996. The applicant notified all of the affected cities. No protest has been received.

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

Findings of Fact

1. Applicant is currently authorized to operate as a scheduled passenger stage corporation pursuant to D.96-02-052 and D.96-09-023, between certain hotels located in the Cities of Anaheim and Buena Park, on the one hand, and Buena Park Mall, Wild Bill's Restaurant, Disneyland, and Anaheim Plaza Mall, on the other hand.
2. Applicant requests in his letter of January 21, that his scheduled routes 1 and 2 be amended to include Knott's Berry Farm, Medieval Times Restaurant, and Movieland Wax Museum, located in the City of Buena Park.
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 Shahriar Cheshmehzangi (applicant), an individual, dba Royal Polo Transportation, 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-9834 of Decision 96-02-052, is amended by replacing First Pages 2 and 3, and Original Pages 4 and 5 with Second Revised Pages 2 and 3, and First

Pages 4 and 5, respectively, 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 timetables 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 the 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. 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.

4. The application is granted as set forth above.

A.96-12-025 ALJ/KLK/wav

5. This application 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

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

This certificate supersedes all passenger stage operative authority granted to Matthew Shoyookh and Shahriar Cheshmehzangi, a partnership.

Shahriar Cheshmehzangi, an individual, by the certificate of public convenience and necessity granted by the *revised decision noted in the foot of the margin, is authorized to transport passengers and their baggage on a regularly scheduled service between the hotels or motels, as described in Section II, and certain points, *as specifically indicated in Section III, over and along the routes described in Section III, subject, however, to the authority of this Commission to change or modify the routes at any time and subject to the following provisions:

- a. When route description is given in one direction, it applies to operation in either direction unless otherwise indicated.
- b. Scheduled service will be operated only at the designated service points listed in Section II. Such schedules shall be the timetable filed with the Commission. All of the stop points shall be described in the timetable filed with the Commission.
- c. No passengers shall be transported except those have a point of origin or destination as described in Section IIE.
- 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.

*Revised by Decision 97-02-037, Application 96-12-025.

SECTION II. SERVICE AREA.

A. The following hotels and motels within the incorporated City limits of Anaheim:

Siesta Inn	Hilton Towers Anaheim
Embassy Suites	Anaheim Marriott
Travelodge (Buena Park)	Quality Inn
Sheraton Anaheim	Holiday Inn Maingate
Anaheim Maingate Inn	Castle Inn & Suites
KOA Campground	Anaheim Plaza Hotel
(Disney Vacational Campground)	Saga Inn
Disneyland Hotel at West Street	Anaheim Inn
Pan Pacific Hotel	Park Vue Inn
Travelodge Apollo Inn	Tropicana Inn
Stovall's Inn	Ramada Maingate
Magic Carpet Motel	Penny Sleeper Inn
Jolly Roger Inn	Howard Johnson's
Inn at The Park	

B. The following hotels and motels within the incorporated City limits of Anaheim:

Ramada Ltd.	Travelodge Maingate
Day's Inn	Candy Cane
Holiday Inn Anaheim Center	Convention Center Inn
Motel 6	Comfort Park Suites
Peacock Inn	*Day's Inn Park South
Crystal Suites	Cavalier Inn
Marriott Residence Inn	Comfort Inn
Hacienda Motel	Raffles Hotel
Anaheim International Inn	

C. The following hotels and motels within the incorporated City limits of Anaheim:

Sheraton Anaheim	Stardust Inn
Conestoga Hotel	Disneyland Hotel
Pan Pacific Hotel	Travelodge Apollo Inn
Stovall's Inn	Magic Carpet Hotel
Jolly Roger Inn	Inn at the Park
Hilton	Marriott
Quality Inn	Holiday Inn Maingate
Castle Inn	Anaheim Plaza
Saga Inn	Anaheim Inn
Econolodge	Tropicana Inn
Carousel Inn	Ramada Maingate
Howard Johnson Hotel	

*Formerly Travelodge Park South.

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SECTION II. SERVICE AREA (concluded).

D. The following hotels and motels within the incorporated City limits of Buena Park:

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| Hampton Inn | Holiday Inn Buena Park |
| Ramada Inn | Marriott Hotel |
| Gaslight | Pioneer Motel |
| Buena Park Hotel | Covered Wagon |
| Colony Inn | Crescent Inn |
| Buena Park Inn | King's Motel |
| Super 8 | Best Inn |
| Embassy Hotel | Day's Inn |
| Aztec Motel | |

E. Points of Attraction

1. Buena Park Mall, Buena Park
2. Anaheim Plaza Mall, Anaheim
3. Disneyland, Anaheim
4. Wild Bill's Restaurant, Buena Park
- *5. Knott's Berry Farm, Buena Park
- *6. Medieval Times Restaurant, Buena Park
- *7. Movieland Wax Museum, Buena Park

SECTION III. ROUTE DESCRIPTIONS.

*Route 1 - Anaheim Hotels - Buena Park Mall/Wild Bill's
 Commencing at the Buena Park Mall, as described in Section IIE1, then via the most convenient streets and highways to points described in Sections IIE4, *IIE5, *IIE6, and *IIE7, and to the scheduled stops, as indicated in the timetable, at the hotels described in Section IIA.

*Route 2 - Anaheim Hotels - Buena Park Mall
 Commencing at the Buena Park Mall, as described in Section IIE1, then via the most convenient streets and highways to points described in Sections IIE4, *IIE5, *IIE6, and *IIE7, and to the scheduled stops, as indicated in the timetable, at the hotels described in Section IIB.

Route 3 - Buena Park Hotels - Buena Park Mall
 Commencing at the Buena Park Mall, as described in Section IIE1, then via the most convenient streets and highways to the scheduled stops, as indicated in the timetable, at the hotels described in Section IID.

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SECTION III. ROUTE DESCRIPTIONS (concluded).

* (1) Route 4 - Anaheim Hotels - Anaheim Plaza

Commencing at the Anaheim Plaza, as described in Section IIE2, then via the most convenient streets and highways to the scheduled stops, as indicated in the timetable, at the hotels described in Section IIC.

Route 5 - Anaheim Hotels - Disneyland

Commencing at Disneyland, as described in Section IIE3, then via the most convenient streets and highways to the scheduled stops, as indicated in the timetable, at the hotels described in Section IIC.

Route 6 - Anaheim Hotels - Anaheim Plaza

Commencing at the Anaheim Plaza, as described in Section IIE2, then via the most convenient streets and highways to the scheduled stops, as indicated in the timetable, at the hotels described in Section IIB.

(1) Transferred from Original Page 4.

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