

Decision 97-09-013 September 3, 1997

SEP 4 1997

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of Fariborz Alishahi and Nora V. Alishahi, husband and wife, dba Green Star, charter airport shuttle service, for authority to operate as a passenger stage between points within the counties of Orange and portions of Los Angeles County on one hand, and John Wayne Airport, Long Beach Airport, Los Angeles and Long Beach Harbors in the other hand.

Application 97-05-032
(Filed May 13, 1997)

ORIGINAL

O P I N I O N

Fariborz Alishahi and Nora V. Alishahi, husband and wife (applicant), requests authority pursuant to Public Utilities Code § 1031, et seq., to establish and operate a passenger stage corporation to transport passengers and their baggage between points in Orange County and a portion of Los Angeles County, on the one hand, and John Wayne Airport (SNA), Long Beach Airport, Los Angeles and Long Beach Harbors, on the other hand.

Applicant, by their letter dated July 7, 1997, requests a revision to the proposed service area. The service area will be reduced between the cities in Orange and Los Angeles County, as shown in Exhibit A, attached to the application, and SNA. The proposed fares are shown in Exhibit A, attached to the application. The fares are reasonable. The personal Balance Sheet, attached to the application, labeled as Exhibit C, indicates total assets in the amount of \$52,148, total liabilities in the amount of \$13,112 and net worth in the amount of \$39,036.

Notice of filing of the application, as amended, appeared in the Commission's Daily Calendar of May 16, 1997. No protest has been received. The applicant notified the affected cities and governmental entities. The Rail Safety and Carriers Division recommends that the application be granted.

Findings of Fact

1. Applicant requests authority to establish and operate a passenger stage corporation to provide on-call service to transport passengers and their baggage between the cities in Orange and Los Angeles County, as shown in Exhibit A, attached to the application, and SNA. Applicant amended its request on July 7, 1997.

2. Public convenience and necessity require the issuance of a certificate to perform the proposed service.

3. No protests to the application, as amended, 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.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Fariborz Alishahi and Nora V. Alishahi, husband and wife (applicant), authorizing them 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-10867 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. 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 their 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, as amended, is granted as set forth above.

A.97-05-032 ALJ/KLK/wav

6. Application 97-05-032 is closed.

This order is effective today.

Dated September 3, 1997, at San Francisco, California.

P. GREGORY CONLON

President

JESSIE J. KNIGHT, JR.

HENRY M. DUQUE

JOSIAH L. NEEPER

RICHARD A. BILAS

Commissioners

T/MM

Appendix PSC-10867

Fariborz Alishahi
and Nora V. Alishahi
(husband and wife)

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION
PSC-10867

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 97-09-013, dated September 3,
1997, of the Public Utilities Commission of the State of
California in Application 97-05-032.

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

Issued by California Public Utilities Commission.

Decision 97-09-013, Application 97-05-032.

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

Fariborz Alishahi and Nora V. Alishahi, husband and wife, 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 John Wayne Airport (SNA), 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 description is 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 SNA.
- 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 97-09-013, Application 97-05-032.

SECTION II. SERVICE AREA.

The following cities located in Orange County:

Aliso Viejo	Anaheim	Anaheim Hills	Balboa
Brea	Buena Park	Capistrano Beach	
Corona Del Mar	Costa Mesa	Coto de Caza	Dana Point
El Toro	Fountain Valley		Fullerton
Garden Grove	Hawaiian Gardens		Irvine
Huntington Beach		Laguna Beach	Laguna Hills
Laguna Niguel	Lake Forest	Los Alamitos	Orange
Mission Viejo	Newport Beach	Placentia	San Clemente
Rancho Santa Margarita		San Juan Capistrano	
Santa Ana	Seal Beach	Silverado Canyon	
Stanton	Sunset Beach	Surfside	Tustin
Trabuco Canyon	Villa Park	Westminster	Yorba Linda

The following cities located in Los Angeles County:

Artesia	Bellflower	Cerritos	Downey
La Habra	La Habra Heights		La Mirada
Lakewood	Long Beach	Norwalk	Paramount
Pico Rivera	San Pedro	Santa Fe Springs	

SECTION III. ROUTE DESCRIPTION.

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

Issued by California Public Utilities Commission.

Decision 97-09-013, Application 97-05-032.