

OCT 9 1997

Decision 97-10-010 October 9, 1997

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of San Francisco VIP Coach Tours, Inc. for modification of its passenger stage corporation certificate PSC-7771.

Application 97-04-009
(Filed April 8, 1997;
amended April 28, 1997)

ORIGINAL**O P I N I O N**

San Francisco VIP Coach Tours, Inc. (applicant), a corporation, requests authority under Public Utilities ((PU) Code § 1031 et seq. to extend its passenger stage corporation certificate to transport passengers and their baggage. Applicant is currently authorized to operate as a passenger stage corporation (PSC-7771) pursuant to Decision (D.) 94-07-040 between: (1) points in the County of San Francisco and San Francisco International Airport (SFO), (2) SFO, on the one hand, and Oakland (OAK), and San Jose (SJC) International Airports, on the other hand, (3) SJC and OAK, and (4) County of San Francisco and Muir Woods.

The application requests authority to extend the passenger stage certificate of PSC-7771 to include: (1) scheduled service between certain hotels in the City and County of San Francisco and SFO, (2) additional stops in the City of Oakland on its present scheduled Route A, and (3) on-call service between points in the Counties of San Mateo and Santa Clara, on the one hand, and SFO, on the other hand. Applicant, by letter dated August 29, 1997, has withdrawn its request to offer on-call service between points in the Counties of San Mateo and Santa Clara, on the one hand, and SFO, on the other hand. The scheduled service between San Francisco and SFO will include 11 hotel stop points and the Trans Bay Terminal at 425 Mission St. Service will commence at 7:25 a.m. from the downtown San Francisco hotels and every hour thereafter until 12:25 a.m. The proposed fare between: (1) San Francisco and SFO is \$9 one-way, \$15 round-trip and (2) Oakland and SFO is \$10 one-way and \$15 round-trip. The proposed fares are fair and reasonable. The application also requests authority to delete the scheduled Routes B and C because of low demand for service. Route B

authorizes scheduled service between SFO and SJC, via stops at the bus shelters, off Highway 101, located in the Cities of San Mateo and Mountain View. Route C is the scheduled express service between SFO and SJC. Any person requiring transportation between these two airports can be accommodated under applicant's on-call service as specified in Route 3 of the operating authority, PSC-7771.

Applicant lists three 17-passenger and one 16-passenger mini buses. Three of the preceding vehicles are presently being used for its present scheduled operations between SFO and OAK via San Francisco. Applicant lists a limousine under its charter-party authority.

The unaudited Balance Sheet as of July 31, 1997 indicates total assets of \$419,000, that includes \$39,000 in vehicles and \$355,000 in certain buildings, total liabilities in the amount of \$140,508 and total equity in the amount of \$278,492.

Notice of filing of this application and the amendment appeared in the Commission's Daily Calendar of April 10 and May 5, 1997, respectively. The applicant mailed a copy of the application to SFO, OAK, and notified all of the affected cities. No protest has been received.

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

Findings of Fact

1. Applicant is currently authorized to operate as a passenger stage corporation (PSC-7771) pursuant to D.94-07-040 between: (1) points in the County of San Francisco and SFO, (2) SFO, on the one hand, and OAK and SJC, on the other hand, (3) SJC and OAK, and (4) County of San Francisco and Muir Woods.
2. Applicant proposes to extend its scheduled service to: (1) certain hotels in the City and County of San Francisco and SFO and (2) certain stops in the City of Oakland on its present Route A.
3. Applicant requests revocation of Routes B and C from its authority.

4. Applicant, by letter dated August 29, 1997, requests to remove its proposed on-call service between points in the Counties of San Mateo and Santa Clara, on the one hand, and SFO, on the other hand.

5. Public convenience and necessity require the proposed extension of service.

6. No protests to the application have been filed.

7. A public hearing is not necessary.

8. 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, as amended by letter dated August 29, 1997, 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 San Francisco VII Coach Tours, Inc. (applicant), a corporation, authorizing it 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-7771 of Decision 94-07-040, is amended by replacing Original Pages 4 and 5 with First Revised Pages 4 and 5.

2. Applicant shall:

a. File a written acceptance of this amended 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 safety rules.
 - e. Maintain accounting records in conformity with the Uniform System of Accounts.
 - f. Remit to the Commission the Transportation Reimbursement Fee required by PU Code § 403 when notified by mail to do so.
 - g. Applicant shall comply with PU Code §§ 460.7 and 1043, relating to the Workers' Compensation laws of this state.
 - h. Comply with the controlled substance and alcohol testing certification program pursuant to PU Code § 1032.1 and General Series 158.
 - i. Enroll all of its drivers in the pull notice system as required by Section 1808.1 of the Vehicle Code.
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 California Highway Patrol has approved the use of applicant's vehicles for service.
4. The application, as amended by letter dated August 29, 1997, is granted as set forth above.

5. Application 97-04-009 is closed.

This order is effective today.

Dated October 9, 1997, at San Francisco, California.

P. GREGORY CONLON

President

JESSIE J. KNIGHT, JR.

HENRY M. DUQUE

JOSIAH L. NEEPER

RICHARD A. BILAS

Commissioners

SECTION II. ROUTE DESCRIPTION (Continued).

ON - CALL SERVICE (Concluded)

Route 3 SFO-SJC

Commencing from the passenger terminal at SFO then over the most convenient streets and highways to the passenger terminal at San Jose International Airport (SJC).

Route 4 SJC-OAK

Commencing from the passenger terminal at SJC, then over the most convenient streets and highways to the passenger terminal at OAK.

Route 5 San Francisco-Muir Woods

Commencing from the City and County of San Francisco on the Embarcadero at the prolongation of Market Street; thence via the Embarcadero, Taylor Street, Beach Street, Polk Street, North Point street, Van Ness Avenue, Lombard Street (U.S. Highway 101), U.S. Highway 101, Alexander Avenue (South Sausalito exit), South Street, Second Street, Richardson Street, Bridgeway to the terminal at Johnson Street, thence via Bridgeway, U.S. Highway 101, State Highway 1, Panoramic Highway and Muir Woods Road to the Visitor Center in the Muir Woods National Monument.

SCHEDULED SERVICE

Route A SFO-OAK

Commencing from the passenger terminal at SFO, then over the most convenient streets and highways to the; (1) Greyhound Bus Terminal at Fremont and Mission Streets, San Francisco; (2) Greyhound Bus Terminal at 2103 San Pablo Avenue, Oakland; *(3) Parc Hotel, 1001 Broadway, Oakland; *(4) AMTRAK Station, 245 2nd Street, Oakland; *(5) Jack London Square Hotel, 444 Embarcadero, Oakland and then to the (3) passenger terminal at OAK.

Issued by California Public Utilities Commission.

*Revised by Decision 97-10-010, Application 97-04-009.

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Appendix PSC-7771

San Francisco VIP Coach
Tours, Inc.
(a corporation)

First Revised Page 5
Cancels
Original Page 5

SECTION II. ROUTE DESCRIPTION (Concluded).

SCHEDULED SERVICE

*Route B

Deleted.

*Route C

Deleted.

*Route D SFO - San Francisco

Commencing from the passenger terminal at SFO then over the most convenient streets and highways to the following hotels in the City of San Francisco:

Handlery Union Square Hotel, 351 Geary St.
Raphael Hotel, 386 Geary St.
Union Square Plaza Hotel, 432 Geary St.
Hotel Diva, 440 Geary St.
Hotel David, 474 Geary St.
Warwick Regis Hotel, 490 Geary St.
Hotel Monaco, 501 Geary St.
Shannon Court Hotel, 550 Geary St.
Hotel Geary, 610 Geary St.
Prescott Hotel, 545 Post St.
Kensington Park Hotel, 450 Post St.
Inn Union Square Hotel, 440 Post St.
then to the Greyhound Bus Terminal, 425 Mission St.

Issued by California Public Utilities Commission.

*Revised by Decision 97-10-010, Application 97-04-009.