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Decision 98-01-044 January 21, 1998

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

In the Matter of the Application of Daniel O. Mittow and Jane Schafer-Mittow, a husband and wife sole proprietor, dba Davis Airporter, for authority to extend coverage area of pre-arranged door-to-door shuttle service to include locations between the San Francisco International Airport and points in Sacramento, Yolo and Solano Counties and the Sacramento International Airport.

**ORIGINAL**  
Application 97-10-044  
(Filed October 14, 1997)

**OPINION**

Daniel O. Mittow and Jane Schafer-Mittow (applicant), husband and wife, requests authority under Public Utilities ((PU) Code § 1031 et seq. to extend their passenger stage corporation to transport passengers and their baggage. Applicant is currently authorized to operate an on-call passenger stage corporation (PSC-9708) pursuant to Decision (D.) 95-06-041 between points in the Counties of Yolo and Sacramento and Sacramento Metropolitan Airport (SAC).

Applicant proposes to extend their on-call service between certain points in the Counties of Yolo, Sacramento, and Solano, as specified in Exhibit B, attached to the application, on the one hand, and SAC and San Francisco International Airport (SFO), on the other hand. The proposed fares are between the range of \$60 between Sacramento and SFO and \$15 between Woodland and SAC. The proposed fares are reasonable.

The applicant has been given permission to operate as a passenger stage carrier by SFO to service its airport and points requested in this application.

Notice of filing of this application appeared in the Commission's Daily Calendar of October 21, 1997. The applicant mailed a copy of the application to the airports 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 an on-call passenger stage corporation pursuant to D.95-06-041 between points in the Counties of Yolo and Sacramento, on the one hand, and SAC, on the other hand.
2. Applicant proposes to extend their on-call service to include certain points in the Counties of Sacramento, Yolo, and Solano, as specified in Exhibit B, attached to the application, on the one hand, and SFO and SAC, on the other hand.
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.

**ORDER**

**IT IS ORDERED that:**

1. The certificate of public convenience and necessity granted to Daniel O. Mittow and Jane Schafer-Mittow (applicant), husband and wife, 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-9708 of Decision 95-06-041, is amended by replacing Original Pages 1, 2, and 3 with First Revised Pages 1, 2, and 3.

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. 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 Code § 403 when notified by mail to do so.
- h. Applicant shall comply with PU Code §§ 460.7 and 1043, relating to the Workers' Compensation laws of this state.
- i. Enroll all drivers in the pull notice system as required by Section 1808.1 of the Vehicle Code.
- j. 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 California Highway Patrol has approved the use of applicant's vehicles for service.

3. The application is granted as set forth above.

4. This proceeding is closed.

This order is effective today.

Dated January 21, 1998, 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-9708

Daniel O. Mittow  
and Jane Schafer-Mittow  
(husband and wife)

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Issued by California Public Utilities Commission.

\*Revised by Decision 98-01-044, Application 97-10-044.

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

This certificate supersedes all passenger stage operative authority granted to Ronald George LaGoe, an individual.

Daniel O. Mittow and Jane Schafer-Mittow, husband and wife, by the certificate of public convenience and necessity granted by the \*revised decision noted in the foot of the margin, are authorized to transport passengers and their baggage on an "on-call" basis, over and along the routes described in Section III, subject, however, to the authority of this Commission to change or modify the route at any time and subject to the following provisions:

- a. When route descriptions are 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 described in Section IIC.
- 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 98-01-044, Application 97-10-044.

**SECTION II. SERVICE AREAS.**

- A. The Counties of Yolo and Sacramento and the  
\*following cities or places located in the County  
of Solano:  
Vallejo, Suisun, Fairfield, Travis AFB, Vacaville,  
and Dixon.
- \*B. The following cities or places located in the  
Counties of Yolo, Sacramento, and Solano:  
Sacramento, Woodland, Davis, Dixon, Winters,  
Vacaville, Fairfield, Travis AFB, Suisun and  
Benecia.
- C. Sacramento Metropolitan Airport (SAC)  
\*San Francisco International Airport (SFO)

**SECTION II. ROUTE DESCRIPTIONS.**

**ON -CALL SERVICE**

**Route 1 - SAC/YOLO-SACRAMENTO-\*SOLANO**

Commencing at SAC, then over the most convenient streets and highways to  
\*points and places described in Section IIA.

**\*Route 2 - SFO/YOLO-SACRAMENTO-SOLANO**

Commencing at SFO, then over the most convenient streets and highways to  
points and places described in Section IIB.

Issued by California Public Utilities Commission.

\*Revised by Decision 98-01-014, Application 97-10-014.