

MAR 26 1998

Decision 98-03-055 March 26, 1998

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

In the Matter of the Application of Sea Top Shuttle for authority to Extend Passenger Stage "on call" PSC between Downtown San Diego on one hand and San Diego area communities on the other hand.

Application 97-10-073  
(Filed October 30, 1997)

**ORIGINAL**

**O P I N I O N**

**Summary**

Hamidreza Tamjidi (applicant), an individual doing business as Sea Top Shuttle, requests authority under Public Utilities (PU) Code § 1031 et seq. to extend his passenger stage certificate of public convenience and necessity to transport passengers and their baggage. Applicant is currently authorized to operate as an on-call passenger stage corporation (PSC-7189) pursuant to Decision (D.) 91-09-007 between certain specified points in San Diego County, on the one hand, and San Diego International Airport (SAN), San Diego AMTRAK Station (AMTRAK), and San Diego City Greyhound Bus Terminal (Greyhound), on the other hand.

**Discussion**

Applicant, in his letter of January 18, 1998 clarified his application. Applicant proposes to extend his present on-call service, that is currently restricted to certain specified points, to between all points within the County of San Diego, on the one hand, and SAN, AMTRAK, and Greyhound, on the other. The proposed fares range between \$12 (El Cajon) and \$125 (Borrego Springs). The proposed fares are reasonable.

Notice of filing of this application appeared in the Commission's Daily Calendar of November 3, 1997. The applicant mailed a copy of the application to SAN, AMTRAK, and Greyhound and notified the affected governmental entities. 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 an on-call passenger stage corporation (PSC-7189) pursuant to D.91-09-007 between certain specified points in San Diego County, on the one hand, and SAN, AMTRAK, and Greyhound, on the other hand.
2. Applicant proposes to extend his on-call service to between all points in the County of San Diego, on the one hand, and SAN, AMTRAK, and Greyhound, on the other.
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 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. The certificate of public convenience and necessity granted to Hamidreza Tamjidi (applicant), an individual, authorizing him to operate as a passenger stage corporation, as defined in Public Utilities (PU) § 226, to transport persons and their baggage between

the points and over the route set forth in Appendix PSC-7189 of Decision 91-09-007, is amended by replacing Original Page 3 with First Revised Page 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 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 Code § 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.
- i. Enroll all 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 Rail Safety and Carriers Division mails a notice to applicant that his evidence of insurance and other documents required by Ordering Paragraph 2 have been filed 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.97-10-073 ALJ/KLK/bwg

5. This proceeding is closed.

This order is effective today.

Dated March 26, 1998, at San Francisco, California.

RICHARD A. BILAS

President

P. GREGORY CONLON

JESSIE J. KNIGHT, JR.

HENRY M. DUQUE

JOSIAH L. NEEPER

Commissioners

T/MM

Appendix PSC-7189

Hamidreza Tamjidi

First Revised Page 3  
Cancels  
Original Page 3

**SECTION 2. SERVICE AREA.**

\*All points within the County of San Diego

**SECTION 3. ROUTE DESCRIPTION.**

Commencing at SAN, AMTRAK STATION, or Greyhound Station, then over the most convenient streets and highways to any \*point or points within the service area as described in Section 2.

Issued by California Public Utilities Commission.

\*Revised by Decision 98-03-055, Application 97-10-073.