

Decision 00-05-009 May 4, 2000

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

Application of Liza Jondahl/Dove Airport Shuttle for certificate of public convenience and necessity to operate as a passenger stage corporation between Lindbergh Field and San Diego.

Application 99-12-009  
(Filed December 8, 1999)

**OPINION**

**Summary**

Liza W. Jondahl (Dove Airport Shuttle) granted a certificate to operate an airport shuttle service between San Diego International Airport and points in San Diego County.

**Discussion**

Liza W. Jondahl (Applicant), doing business as Dove Airport Shuttle, seeks a certificate of public convenience and necessity (CPCN) to operate an airport shuttle between San Diego International Airport (Airport) on the one hand and all points in San Diego County. Applicant proposes to conduct operations with a leased 1998 Ford Expedition capable of carrying four passengers and their luggage. The application shows that Applicant has the financial capacity to operate the proposed service. Applicant estimates that the business will be profitable.

A protest to the application was filed by the San Diego Unified Port District (SDUPD). The core of SDUPD's protest is that a carrier cannot begin operations at Airport without the authorization of SDUPD. Further, SDUPD quotes Section 5.91(a)(2) of its Code that provides that the total number of

permits is restricted to 18. SDUPD asserts that the maximum number is presently outstanding. On January 25, 2000, SDUPD withdrew its protest and requested that our order include language indicating that SDUPD's approval must be obtained before any service could commence to Airport. SDUPD subsequently sent a letter to Applicant indicating the basis of its withdrawal and cautioning Applicant that permission to operate at Airport would not be forthcoming from SDUPD.

General Order 158, Sec. 3.01 provides in part:

"3.01 – OPERATIONS AT AIRPORTS. No carrier shall conduct any operations on the property of or into any airport unless both this Commission and the airport authority involved authorizes such operations."

Without protest the application is sufficient for us to grant the requested authority. However, applicant is cautioned that it may not conduct operations under this certificate without a permit from SDUPD, since under the authority granted by this order all operations must begin or end at Airport.

This is an uncontested matter in which the decision grants the relief requested. Accordingly, pursuant to Section 311(g)(2) of the Public Utilities Code, the otherwise applicable 30-day period for public review and comment is being waived.

### **Findings of Fact**

1. Applicant has submitted an application for an allegedly viable operation of a shuttle service between Airport on the one hand and points within the County of San Diego.
2. A protest filed by SDUPD was withdrawn.

**Conclusions of Law**

1. Applicant's request for a CPCN should be granted.
2. Applicant is cautioned that she may not begin service under this authority until she receives a permit from SDUPD.

**O R D E R**

**IT IS ORDERED** that:

1. A certificate of public convenience and necessity (CPCN) is granted to Liza W. Jondahl (Applicant), an individual, authorizing her to operate as a passenger stage corporation, as defined in Pub. Util. Code § 226, to transport persons and their baggage, between the points and over the route set forth in Appendix PSC-13049 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 Pub. Util. 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 Pub. Util. Code § 403 when notified by mail to do so.
- h. Comply with Pub. Util. 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 her 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 vehicle for service.

4. 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 authorized by the airport's governing body.

5. The certificate of CPCN to operate as a passenger stage corporation (PSC-13049), granted herein, expires, unless exercised within 120 days after the effective date of this order.

6. The Application is granted as set forth above.

7. This proceeding is closed.

This order is effective today.

Dated May 4, 2000, at San Francisco, California.

LORETTA M. LYNCH  
President

HENRY M. DUQUE  
JOSIAH L. NEEPER  
RICHARD A. BILAS  
CARL W. WOOD

Commissioners

RSCD/mm

Appendix PSC-13049

Liza W. Jondahl  
(an individual)

Original Title Page

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY  
AS A PASSENGER STAGE CORPORATION  
PSC-13049

---

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 00-05-009, dated May 4, 2000, of the Public  
Utilities Commission of the State of California in Application 99-12-009.

**I N D E X**

	<u>Page</u>
SECTION I. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS, AND SPECIFICATIONS .....	2
SECTION II. SERVICE AREAS .....	3
SECTION III. ROUTE DESCRIPTION.....	3

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

Liza W. Jondahl, an individual, by the certificate of public convenience and necessity granted by the decision noted in the foot of the margin, is authorized to transport passengers and their baggage on an "on-call" basis, between points and places as described in Section IIA, and the airports described in Section IIB, 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 a route description is given in one direction, it applies 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 as described in Section IIB.
- d. This certificate does not authorize the holder to conduct any operation on the property of any airport unless such operation is authorized by the airport authority involved.

Issued by California Public Utilities Commission.

Decision 00-05-009, Application 99-12-009.

SECTION II. SERVICE AREA.

- A. Between points in the County of San Diego.
  
- B. San Diego International Airport.

SECTION III. ROUTE DESCRIPTION.

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

Issued by California Public Utilities Commission.

Decision 00-05-009, Application 99-12-009.