

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

RESOLUTION TL-18809  
Rail Safety and Carriers Division  
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R E S O L U T I O N

RESOLUTION GRANTING VOLUNTARY SUSPENSION OF CERTAIN PORTIONS OF THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY ISSUED TO ANTONIO LUNA AND JEFFREY RHODES, A PARTNERSHIP, DBA BAY AREA SHUTTLE (PSC-10812).

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Antonio Luna and Jeffrey Rhodes, (carrier), a partnership, doing business as Bay Area Shuttle were authorized by Decision (D.) 97-05-083 dated May 21, 1997 in Application 96-07-025 to operate as a passenger stage corporation to transport passengers and their baggage on an "on-call" basis between points in Alameda, Contra Costa and San Francisco Counties, on the one hand, and San Francisco (SFO) and Oakland (OAK) International Airports, on the other hand, and on a scheduled basis between six hotels in Berkeley, Emeryville, and Oakland, on the one hand, and Oakland (OAK) International Airport, on the other hand. D.97-05-083 was effective May 21, 1997.

By letter dated June 16, 1997, carrier requested voluntary suspension of the scheduled portion of their passenger stage authority (PSC-10812) for one year from the effective date of D.97-05-083. Carrier states that OAK has suspended all scheduled services, except those originating outside the San Francisco Bay Area, and at the present time the scheduled service proposed by carrier cannot be commenced. OAK will study the service and problems experienced and determine what its future policy will be with respect to scheduled operations. Carrier also desires to commence and establish a regular "on call" service prior to the commencement of the scheduled service.

IT IS ORDERED that:

1. The portion of the certificate of public convenience and necessity granted to Antonio Luna and Jeffrey Rhodes, (carrier), a partnership, doing business as Bay Area Shuttle, to operate as a passenger stage corporation on a scheduled basis between six hotels in Berkeley, Emeryville, and Oakland, on the one hand, and Oakland International Airport, on the other hand, granted by Decision 97-05-083 dated May 21, 1997 in Application 96-07-025 is hereby suspended until May 21, 1998.
2. Prior to resumption of service, tariff supplements cancelling the suspension supplements shall be filed. The required filing shall be made on not less than five days' notice to the public and to the Commission.
3. The carrier shall comply with General Order 101-E by having on file evidence of insurance for its non-suspended operations.
4. The authority to suspend operations granted herein shall expire on May 21, 1998 or upon earlier resumption of service, which may be accomplished through compliance with Ordering Paragraph 2 above.
5. The carrier shall file quarterly report(s) of gross operating revenue and pay the required fees during the suspension.
6. Antonio Luna and Jeffrey Rhodes, a partnership, doing business as Bay Area Shuttle, are placed on notice that commencement of operations under the portion of the certificate that is the subject of this resolution without complying with Ordering Paragraphs 2, 3, 4 and 5 may cause further suspension or revocation of their operating authority.

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The Executive Director shall mail a copy of this resolution to:


Daniel W. Baker,  
Hanson, Bridgett, Marcus, Vlahos & Rudy, LLP  
333 Market Street, Suite 2300  
San Francisco, CA 94105-2173

and,

Antonio Luna and Jeffrey Rhodes, a partnership,  
dba Bay Area Shuttle,  
18 Chateau Court,  
South San Francisco, CA 94080

This resolution is effective today.

I certify that the foregoing resolution was duly introduced,  
passed and adopted at a conference of the Public Utilities  
Commission of the State of California held on September 3, 1997,  
the following Commissioners voting favorably thereon:

  
Wesley M. Franklin  
Executive Director

President P. Gregory Conlon  
Jessie J. Knight, Jr.  
Henry M. Duque  
Josiah L. Neeper  
Richard A. Bilas  
Commissioners