

Decision 01-04-022 April 19, 2001

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

Application of Roberto Puig Farris for a certificate of public convenience and necessity to operate a passenger stage corporation between Otay Mesa Border Crossing and the San Ysidro Border Crossing; to establish fares and to issue a \$1.50 note.

Application 00-10-027  
(Filed October 17, 2000)

**O P I N I O N**

**Summary**

This decision dismisses the application of Roberto Puig Farris (Applicant), an individual, for a certificate of public convenience and necessity to operate as a passenger stage corporation (PSC), as defined in Pub. Util. Code § 226.

**Discussion**

The application requests authority to operate as an on-call PSC to transport passengers and their baggage between the international border crossings at Otay Mesa and San Ysidro, and points intermediate thereto. As the proposed service will be performed wholly within the city limits of San Diego, it does not meet the definition of passenger stage corporation as provided in Pub. Util. Code § 226. Therefore, the application should be dismissed and the \$500 filing fee refunded to Applicant.

Notice of filing of the application appeared in the Commission's Daily Calendar on October 19, 2000.

In Resolution ALJ 176-3050 dated November 2, 2000, the Commission preliminarily categorized this application as ratesetting, and preliminarily determined that hearings were not necessary. No protest has been received. Given this status, public hearing is not necessary, and it is not necessary to alter the preliminary determinations made in Resolution ALJ 176-3050.

### **Comments on Draft Decision**

The draft decision of the Examiner in this matter was mailed to the parties in accordance with Pub. Util. Code § 311(g)(1) and Rule 77.7 of the Rules of Practice and Procedure. No comments were filed.

### **Findings of Fact**

1. The application requests authority to operate as an on-call PSC to transport passengers and their baggage wholly between points within the city limits of San Diego.
2. The proposed service does not meet the definition of passenger stage corporation as provided in Pub. Util. Code § 226.
3. Applicant submitted a filing fee of \$500.
4. No protest to the application has been filed.
5. A public hearing is not necessary.

### **Conclusions of Law**

1. The application should be dismissed.
2. The filing fee of \$500 should be refunded.

**O R D E R**

**IT IS ORDERED** that:

1. Application 00-10-027 is dismissed and the \$500 filing fee be refunded.
2. This proceeding is closed.

This order is effective today.

Dated April 19, 2001, at San Francisco, California.

LORETTA M. LYNCH  
President  
RICHARD A. BILAS  
CARL W. WOOD  
GEOFFREY F. BROWN  
Commissioners

Commissioner Henry M. Duque, being necessarily  
absent, did not participate.