

Decision No. 39777

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
CALIFORNIA PARLOR CAR TOURS COMPANY,)
a corporation, to resume service)
suspended during the war.)

Application No. 27407
1st Supplemental

O P I N I O N

By its First Supplemental Application in this proceeding, California Parlor Car Tours Company seeks authority to resume the operation, on January 5, 1947, of its tours (a) between Los Angeles and San Francisco, via Yosemite Valley; and (b) between Merced and Monterey Peninsula points and Yosemite Valley. In both instances, transportation between Merced and Yosemite Valley would be furnished by Yosemite Park and Curry Company, the operations being conducted under joint fares between applicant and that company.

These operations, in common with others which applicant was authorized to conduct, were suspended during the war in obedience to the directions of the Federal Office of Defense Transportation and pursuant to authority granted by this Commission.

The original application in this proceeding, filed April 11, 1946, described the tours which applicant was authorized to conduct under certificates which had been issued by the Commission, and requested authority to resume the three-day tour between San Francisco and Los Angeles on June 1, 1946. The restoration of the service on other suspended tours was not sought at that time because of the inability to obtain suitable equipment and because of the lack of proper hotel accommodations. Included among these operations were the tours described in the present supplemental application.

The certificate authorizing operation of the tour between Los Angeles and San Francisco via Yosemite Valley imposed restrictions

(1) providing for stopover privileges at specifically named points. Applicant seeks an amendment of the certificate eliminating this restriction and thus permitting the designation of stopover points in its tariffs. By so doing, applicant, it is stated, would be enabled more effectively to meet changing conditions affecting its operations. The request appears reasonable and the certificate will be amended accordingly:

The certificate authorizing the operation of the tour between Merced and Monterey Peninsula points and Yosemite Valley, is subject to restrictions, the enforcement of which has become impracticable because of changed conditions. For example, the hotel at Del Monte (a point designated as set forth in the original application) was taken over by the Federal Government during the war and is not now available to the public. (2) Applicant seeks a modification of

- (1) Authority to operate the tour between Los Angeles and San Francisco via Yosemite Valley was granted to applicant by Decision No. 27972, rendered May 20, 1935, in Application No. 19892, which provided as follows:
- "The Railroad Commission of the State of California hereby further declares that public convenience and necessity require the extension and enlargement of the applicant's rights as granted by Decision No. 23348, on Application No. 17095, and decisions amendatory thereto and consolidated therewith, to permit the establishment and operation of a parlor car or limousine sight-seeing four day all expense tour between Los Angeles and San Francisco, with night stopovers at Santa Barbara, Del Monte and Yosemite (transportation between Merced and Yosemite Park and transportation and accommodations in and at Yosemite to be provided for through Yosemite Park and Curry Company by connection at Merced and with through and/or joint rates, which hereby are authorized), and in order to furnish such enlarged service for the said applicant to operate:
- Via state and county highways between Del Monte and Merced via Los Banos, and between Merced and San Francisco via Manteca, Tracy and Oakland."
- (2) By Decision No. 29699, rendered April 26, 1937, in Application No. 21107, Condition No. 1, of Decision No. 23348, rendered February 2, 1931; in Application No. 17095, was amended to read as follows:
- "1. No service may be rendered to or from any intermediate points between the ultimate termini except that passengers holding through tickets reading between Yosemite Valley and Del Monte in either direction via Yosemite Transportation System and California Parlor Car Tours Company, may be transported between Hotel Del Monte and Merced in either direction; subject to the further condition that such transportation may be restricted to such tour schedules as applicant may be operating in the regular conduct of its tour business."

this condition so as to obviate these difficulties. In our judgment, the request is reasonable and the condition will be modified accordingly.

The application will be granted. This is not a matter requiring a public hearing.

ORDER

Application having been made as above entitled, the Commission having considered the matter and good cause appearing,

IT IS ORDERED as follows:

(1) That California Parlor Car Tours Company, a corporation, be and it is hereby authorized, on or before January 5, 1947, to resume the operation of its sight-seeing tours:

- a. Between Los Angeles and San Francisco via Yosemite Valley (operated in connection, at Merced, with transportation service of Yosemite Park and Curry Company) as authorized by Decision No. 27972, in Application No. 19892, and orders amendatory thereof; and
- b. Between Merced and Monterey Peninsula points and Yosemite Valley (operated in connection, at Merced, with transportation service of Yosemite Park and Curry Company) as authorized by Decision No. 29699, in Application No. 21107, and orders amendatory thereof.

(2) That applicant shall file appropriate supplements to its tariffs and time tables, on not less than one day's notice to the Commission and the public, reflecting the authority herein granted.

(3) That the declaration of public convenience and necessity contained in the order in Decision No. 27972, rendered May 20, 1935, in Application No. 19892, be and it hereby is amended to read as follows:

"The Public Utilities Commission of the State of California hereby further declares that public convenience and necessity require the extension and enlargement of the applicant's rights as granted by Decision No. 23348, on Application No. 17095, and decisions amendatory thereto and consolidated therewith, to permit the establishment and operation of a parlor car or limousine sight-seeing four day and five day all expense tour between Los Angeles and San Francisco via

Yosemite Valley (transportation and accommodations in and at Yosemite Valley to be provided for through Yosemite Park and Curry Company by connection at Merced and with through and/or joint rates, which hereby are authorized), and in order to furnish such enlarged service for the said applicant to operate:

Via state and county highways between Del Monte, Carmel and/or Monterey and Merced via Los Banos, and between Merced and San Francisco via Manteca, Tracy and Oakland."

In all other respects said Decision No. 27972, except as modified by subsequent decisions and orders, shall remain in full force and effect.

(4) That Restriction No. 1 contained in the order in Decision No. 23348, rendered February 2, 1931, in Application No. 17095, as modified by Decision No. 29699, rendered April 26, 1937, in Application No. 21107, be and it is hereby modified and amended to read as follows:

"1. No service may be rendered to or from any intermediate points between the ultimate termini except that passengers holding through tickets reading between Yosemite Valley and Del Monte, Carmel and/or Monterey, in either direction via Yosemite Park and Curry Company and California Parlor Car Tours Company, may be transported between Merced and Del Monte, Carmel and/or Monterey, in either direction; subject to the further condition that such transportation may be restricted to such tour schedules as applicant may be operating in the regular conduct of its tour business."

In all other respects said Decision No. 23348, as modified by Decision No. 29699, (and except as modified by subsequent decisions and orders) shall remain in full force and effect.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 23rd day of December, 1946.

Harold A. Kula
Justus J. Cramer
Francis J. ...
W. H. ...
A. J. ...
COMMISSIONERS