

ORIGINALDecision No. 41852

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Tanner Motor Tours, Ltd., a)
corporation, for a certificate of)
public convenience and necessity to) Application No. 29400
operate a common carrier service)
between downtown Long Beach, the)
Long Beach Municipal Airport, and)
various points.)

Gordon, Knapp and Hennessey, by Wyman Knapp, for
applicant: E. G. Pritchard for Yellow Cab Company
of Long Beach, protestant.

O P I N I O N

Tanner Motor Tours, Ltd., a California corporation, and applicant herein, operates a common carrier automotive sight-seeing service throughout Southern California under authority granted by this Commission.

In this application authority is requested to enlarge and extend applicant's existing service by establishing and operating round-trip sight-seeing tours for the "transportation of air-line passengers from the Long Beach Municipal Airport to the Catalina Island Vessel Terminal at Wilmington and return . . ."

A public hearing was held at Los Angeles on July 7, 1948, before Examiner Syphers.

Testimony was presented showing that applicant now has authority to conduct operations between the Long Beach Municipal

Airport and Long Beach, Pasadena, and Los Angeles⁽¹⁾. In this connection, applicant maintains a garage and an office in Long Beach, which facilities would be used in the proposed operation. Likewise, according to the testimony, the proposed operation could be conducted with applicant's present equipment.

Representatives of United Air Lines, Amphibian Air Transport, and Western Air Lines testified that their companies provide service to the Long Beach Municipal Airport, arriving and departing therefrom on scheduled flights. In addition to this, Amphibian Air Transport and Western Air Lines conduct scheduled flights between the Long Beach Municipal Airport and the Island of Catalina.

Passengers from all three of these air lines travel to Catalina, some flying there and some going to the Catalina Island Vessel Terminal at Wilmington and there taking the boat. Frequently these passengers desire to return from Catalina to the mainland by a different mode of transportation. Those who go to the Island by boat may return by airplane, and those who go by airplane may return by boat.

In addition, there are passengers who drive in their automobiles to either the boat dock or the airport, and go to Catalina by one means of transportation (airplane or boat, as the case may be) and return to the mainland by the other means of transportation. These passengers then are under the necessity of obtaining some land transportation from the airport to the dock or vice versa, to return to their automobiles. It is to meet these situations that

(1) Decision No. 35576, dated July 14, 1942, on Application No. 24919.

applicant's proposal is made.

There were no protests to the proposal of applicant or to the need for such a service except in so far as the service is proposed to be "on call" rather than scheduled. Such a stand was taken by the Yellow Cab Company of Long Beach and by a communication from the Bureau of Franchises and Public Utilities of the City of Long Beach. An analysis of these protests, however, discloses that the Bureau of Franchises and Public Utilities merely desires to restrict applicant against providing "on call" service for calls directly from passengers. Likewise, the protest of Yellow Cab Company is against the establishment of "taxicab service" by applicant.

While the application itself is limited to "airline passengers", the testimony presented also included boat passengers.

Upon this record we find that public convenience and necessity warrant the proposed service, subject to restrictions against "on call" service for calls directly from passengers, and limited to service incidental and auxiliary to airplane or boat transportation to or from Catalina.

O R D E R

Application as above entitled having been filed, a public hearing having been held thereon, the matter having been submitted, the Commission being fully advised in the premises and hereby finding that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be, and it hereby is, granted to Tanner Motor Tours, Ltd., a California corporation, authorizing the establishment and operation of an automotive sight-seeing service for the transportation of passengers, as a passenger stage corporation, as such is defined in Section 23 of the Public Utilities Act, between the Long Beach Municipal Airport, on the one hand, and on the other, the Catalina Island Vessel Terminal at Wilmington, subject to the following restrictions:

- (a) The authority herein granted shall be limited to the transportation of airplane or boat passengers traveling from, or destined to, the island of Catalina.
- (b) On-call service shall be provided only in response to calls from the air-line companies providing regular scheduled service to the Long Beach Municipal Airport, or in response to calls from the boat companies providing regular scheduled service between the Catalina Island Vessel Terminal at Wilmington and Catalina. Any other service provided hereunder shall be scheduled service.

(2) That in providing service pursuant to the certificate herein granted, Tanner Motor Tours, Ltd. shall comply with and observe the following service regulations:

- (a) Applicant shall file a written acceptance of the certificate herein granted within a period of not to exceed thirty (30) days from the effective date hereof.
- (b) Applicant shall, within sixty (60) days from the effective date hereof and upon not less than five (5) days' notice to the Commission and the public, establish the service herein authorized and comply with the provisions of General Order No. 79 and Part IV of General Order No. 93-A, by filing, in triplicate, and concurrently making effective, tariffs and time schedules satisfactory to the Commission.

(c) Subject to the authority of this Commission to change or modify such at any time, Tanner Motor Tours, Ltd. shall conduct said passenger stage operation over and along the following described route:

Beginning at Long Beach Municipal Airport, thence via Lakewood Boulevard, Ximeno Avenue, Ocean Boulevard, Pico Avenue, Anaheim Street, Alameda Street, East D Street, Broad Avenue to Catalina Island Terminal. Return via the same route.

Alternate Route Beginning at the Long Beach Municipal Airport, thence via Lakewood Boulevard, Ximeno Avenue, Anaheim Street, Alameda Street, East D Street, Broad Avenue to Catalina Island Terminal. Return via the same route.

The effective date of this order shall be twenty (20) days from the date hereof.

Dated at San Francisco, California, this 20th day of July, 1948.

A. E. Inman
Justice J. C. ...
August ...
Harold ...
COMMISSIONERS