

**ORIGINAL**

Decision No. 68027

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of AVALON NAVIGATION COMPANY, a corporation, for authority to institute charter service between points being served by its existing certificate.

Application No. 46846  
(Filed July 24, 1964)

Vaughan, Brandlin, Robinson & Roemer,  
by James H. Lyons, for applicant.  
Fred G. Ballenger, for the Commission  
staff.

O P I N I O N

Avalon Navigation Company, a corporation, seeks authority to render a charter service to persons desiring to charter the vessel MAGIC ISLE for transportation between Wilmington, in the City of Los Angeles, and Avalon, on Santa Catalina Island. Applicant is presently operating said vessel between the said points pursuant to authority granted by Decisions Nos. 62338 and 67467. The proposed service would be offered to the public on a year-round basis provided, however, that the vessel would not be available for charter at any time that would interfere with the daily scheduled service, during July, August and September of each year, in accordance with tariffs and timetables on file with the Public Utilities Commission.

The application is not opposed.

A public hearing was held on August 27, 1964, at Los Angeles before Examiner Chiesa.

The evidence shows that the MAGIC ISLE operates with a crew of four and has a capacity of approximately 344 passengers. The regular summer schedules leave Wilmington at 10:30 a.m., and return from Avalon at 5 p.m. The running time is approximately two and one-half hours. The charter service will be operated so as not to interfere with the regular service. The proposed charge is \$150 per hour or fraction thereof for which the vessel is engaged subject to a minimum charge of \$900. Present individual adult round-trip fare is \$6.82 and group fare, for 50 or more passengers, is \$5.00 round trip per passenger.

Applicant's general manager testified that there is a constant demand for a charter vessel of the capacity of the MAGIC ISLE, and that in the years 1963 and 1964 there was an average of approximately 20 requests for said service; that out-of-pocket costs for each trip are approximately \$300 to \$375 depending on the duration of the charter and overtime pay; that expectant use of the vessel in charter service will result in a reasonable profit and needed additional revenue without interfering with the daily summertime scheduled service.

Based upon the evidence the Commission finds that public convenience and necessity require that the proposed charter service be established. The application will be granted.

O R D E R

IT IS ORDERED that:

1. Avalon Navigation Company, a corporation, is authorized to render a charter service to persons desiring transportation

between Wilmington in the City of Los Angeles and Avalon on Santa Catalina Island, as more particularly set forth in Original Page 3 to Appendix C of Decision No. 62338, attached hereto and made a part hereof and said Appendix C is hereby amended by incorporating therein said Original Page 3.

2. After the effective date hereof and on not less than ten days' notice to the Commission and the public applicant shall amend its tariffs and timetables presently on file with this Commission to reflect the authority herein granted.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 13<sup>th</sup> day of OCTOBER, 1964.

Frederick B. Holbrook  
President

George G. Grover

William L. Bennett

Commissioners

Commissioner George G. Grover, being necessarily absent, did not participate in the disposition of this proceeding.

Avalon Navigation Company, a corporation, by authority granted in the decision noted in the margin and by the certificate of public convenience and necessity granted in Decision No. 62338, on Application No. 43190, is authorized to charter the motor vessel MAGIC ISLE, or some other vessel at least equal thereto, as follows:

(1) Between Wilmington (City of Los Angeles), on the one hand, and the City of Avalon, Santa Catalina Island, on the other hand, subject to the following condition:

The charter service shall be available to the public on a year-round basis, except that the vessel shall not be available for charter at times which would interfere with the daily scheduled service during the months of July, August and September, in accordance with tariffs on file with the Commission.

(2) In providing service pursuant to the authority herein granted Avalon Navigation Company shall not charge or assess rates greater than \$150 per hour or fraction thereof for which the vessel is engaged, subject to a minimum charge of \$900, unless otherwise so authorized by subsequent order of the Commission.

Issued by the California Public Utilities Commission.

Decision No. 68027, Application No. 46846.