

Decision No. 71273

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Star and Crescent Boat Co. for a Certificate of Public Convenience and Necessity for the operation of an excursion and sightseeing service by vessel upon San Diego Bay.

Application No. 36459

ORDER REVOKING OPERATIVE AUTHORITY

By Decision No. 51182 dated March 8, 1955, in Application No. 36459, Star and Crescent Boat Co., a corporation, was authorized to operate an excursion service as a common carrier for the transportation of persons by vessel upon San Diego Bay, originating at a point in the City of San Diego and terminating at the point of origin without stopping or touching at any other point en route.

By Decision No. 55342 dated August 5, 1957, in Application No. 39234, O. J. Hall was authorized to acquire the said operative rights and assets from the Star and Crescent Boat Co. upon its liquidation and dissolution.

By Decision No. 63195 dated February 6, 1962, in Application No. 44082, O. J. Hall, doing business as Star and Crescent Boat Co., was granted authority to sell and transfer his operative rights and equipment, used in the excursion operation, to San Diego Marine Construction Co., a corporation.

In view of the decision of the California Supreme Court in Golden Gate Scenic Steamship Lines, Inc., et al. v. Public Utilities Commission, 57 Cal. 2d 373, the Commission is of the opinion that it lacks jurisdiction over the operations conducted by San Diego Marine Construction Co. Therefore, good cause appearing,

IT IS ORDERED that the vessel operative rights created by said Decision No. 51182 and acquired by San Diego Marine Construction

Co. by said Decision No. 63195 shall be, by force of this order, revoked on the twentieth day after the day hereof unless said San Diego Marine Construction Co. shall, on or before said day, have filed with the Commission a written objection to such revocation.

The Secretary is directed to cause service by mail of a certified copy of this order to be made forthwith upon Mr. O. J. Hall, President of the San Diego Marine Construction Co.

Dated at San Francisco, California, this 13th day of SEPTEMBER, 1966.

President:

Frederick B. Holoboff

William L. Bennett
Argator

Commissioners

Commissioner George G. Grover
present but not voting.

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.