

Decision No. 74415**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

SAN FRANCISCO & OAKLAND HELICOPTER
AIRLINES, INC., a California
corporation,

Complainant,

vs.

Case No. 8780

SKYMARK AIRLINES, INC.,

Defendant.

AIR WEST, INC., a corporation,

Complainant,

vs.

Case No. 8781

SKYMARK AIRLINES, a California
corporation,

Defendant.

(Amended Title)

ORDER IN PART GRANTING AND IN PART DENYING
PETITION OF HOLIDAY AIRLINES, INC.
FOR LEAVE TO INTERVENE

On June 25, 1968, Holiday Airlines, Inc., hereinafter called Holiday, filed its petition to intervene in Cases No. 8780 and No. 8781 in support of the position taken by complainants and in opposition to the position taken by defendant in these proceedings which have been consolidated for hearing. Holiday states that it is directly concerned with the subject matter of these proceedings because it has been granted a certificate of public convenience and necessity by Decision No. 71648 issued December 6, 1966, authorizing it to transport passengers by air in either direction between the terminal points of Oakland-San Jose, on the

one hand, and Lake Tahoe, on the other hand, which points are the points between which the complainants by their complaints are seeking to have the defendant enjoined from operating. Holiday, in its petition, further states the operation of defendant between the aforementioned terminal points is in direct competition with Holiday and contrary to the authority granted to defendant by the Public Utilities Commission. Holiday requests authority to intervene and that the Commission issue its order prohibiting defendant from operating services not authorized by the Commission, or, in the alternative suspending any certificate issued to defendant. The request for an order suspending any certificate issued to defendant goes beyond the relief requested in the complaints and unduly broadens the issues in these proceedings. The Commission will grant the request for leave to intervene in support of the position taken by complainants and in support of the relief requested in the complaints but will deny the request for intervention insofar as Holiday seeks an order suspending any certificate issued to defendant.

IT IS ORDERED that Holiday Airlines, Inc., is granted leave to intervene in the complaints herein for the purpose of supporting the positions taken and relief requested by complainants and in opposition to the position taken by defendant in said proceedings. The petition of Holiday Airlines, Inc., for leave to

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intervene for the purpose of seeking an order suspending any certificate issued to defendant is denied.

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

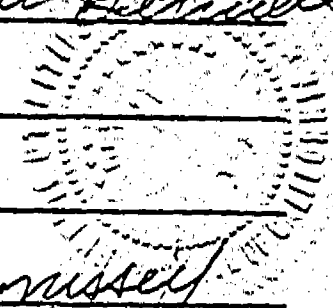
Dated at San Francisco, California, this 16th day of JULY, 1968.

William S. Brown
President

William W. Bennett

Augator

Fred P. Morrissey
Commissioners



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