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Decision No. 75889

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
THE GRAY LINE TOURS COMPANY for a
certificate of public convenience
and necessity to operate as a passenger
stage corporation, in extension of its
existing authority to operate in sight-
seeing service from Disneyland territory
and Knott's Berry Farm territory with
specified tours.

Application No. 50434

ORDER DENYING MOTION

Application No. 50434 was consolidated for hearing with Applications Nos. 49177 and 49980. The public hearing in these consolidated applications has not yet been concluded. At the hearing, applicant, The Gray Line Tours Company, requested an order in Application No. 50434 granting it temporary authority to expand its pickup territory in the vicinity of the Disneyland area and the Knott's Berry Farm area. The Presiding Examiner directed that the motion be made in writing within a specified period of time and provided the opportunity for the protestants in the consolidated matters to reply to the motion. The motion was filed on May 14, 1969 and various protestants filed a reply to the motion on May 26, 1969. Gray Line seeks permanent authority in one or more of the aforementioned consolidated proceedings to permanently enlarge its pickup territory to the same extent as requested herein.

The record discloses, and the Commission takes official notice, that there is presently pending before the Commission Application No. 49730 (Application of Orange Coast Sightseeing Company, which is a protestant in the consolidated proceedings herein mentioned) in which the proposed report of Presiding Examiner Abernathy.

has been issued. The proposed report raises questions of the legality of some of Gray Line's operations in the Disneyland and Knott's Berry Farm areas. Exceptions to the proposed report and replies thereto have been filed and the matter is pending before the Commission. We express herein no opinion on the merits of Application No. 49730; however, in the circumstances the Commission is of the opinion that it would be inappropriate and not in the public interest to grant the motion of Gray Line at this time. The motion of Gray Line for an order issuing temporary authority is denied without prejudice.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 7th
day of JULY, 1969.

William S. ...
President
August ...
John P. Monahan
William ...
John ...
Commissioners