

ORIGINAL

Decision No. 77945

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of STOL Air, Inc., for a certificate of Public Convenience and Necessity to provide air carrier service between San Francisco STOLport sites and Cal Expo STOLport, Sacramento.

Application No. 52255  
(Filed October 20, 1970)  
(Amended October 30, 1970)

OPINION AND ORDER

Applicant, STOL Air, Inc., (STOL) by its amended application requests certificate of public convenience and necessity to operate as a passenger air carrier to provide both passenger and freight service between San Francisco STOLport and Sacramento STOLport for a 30-day trial period.

STOL proposes immediately to operate between STOLport sites at Candlestick Park parking lot in San Francisco and California State Exposition parking lot in Sacramento. STOL plans to charge a one-way fare of \$16.50 and a round-trip fare of \$30.00.

The petition states that STOL is to furnish the necessary statistical and operational information for a study conducted by NORCALSTOL, Inc., regarding operation of STOL-type (short takeoff and landing) aircraft. The study is to be made in conjunction with the Federal Aviation Agency, the State Department of Aeronautics and the San Francisco Chamber of Commerce.

A protest to the application was filed by Golden Pacific Airlines (GPA) but a stipulation was filed on November 6, 1970 by GPA and the applicant stating that GPA does not protest granting applicant a certificate authorizing a 30-day test air carrier service between San Francisco Candlestick Park and Sacramento Cal Expo parking lot and applicant agrees that such 30-day test on this route is the full extent of the authority sought in this matter.

A deficiency in the application in failing to meet the requirements of proof of service prescribed in Section 2753 of the Public Utilities Code has been remedied by applicant by the filing on October 28, 1970 of an additional certificate of service. The Temporary Restraining Order, Decision No. 77880 herein, issued October 28, 1970, and arising from the aforesaid deficiency should be revoked.

The Commission finds that under the circumstances the request for a 30-day temporary authority to carry passengers and their baggage between San Francisco Candlestick Park and Sacramento Cal Expo STOL airports is justified.

Based upon the foregoing, the Commission concludes that a temporary certificate of public convenience and necessity to operate between the STOLport sites of San Francisco Candlestick Park parking lot and Sacramento Cal Expo parking lot to expire December 10, 1970 should be granted to STOL Air, Inc.

No certificate from this Commission is needed to operate as an air carrier of freight.

IT IS ORDERED that:

1. The Temporary Restraining Order issued herein on October 28, 1970 in Decision No. 77880 is revoked effective on the date of this order.
2. A temporary certificate of public convenience and necessity is granted to STOL Air, Inc., to operate as a passenger air carrier as defined in Section 2741 of the Public Utilities Code between the STOLport sites of San Francisco Candlestick Park parking lot and Sacramento Cal Expo parking lot, as set forth in Appendix A attached hereto and made a part hereof, subject to complying with the requirements of Ordering Paragraph 3.
3. Within ten days after the effective date hereof, applicant STOL Air, Inc., shall file a written acceptance of the temporary certificate herein granted. By accepting the temporary certificate of public convenience and necessity herein granted, applicant is placed on notice that it will be required, among other things, to comply with and observe the requirements of the Commission's General Orders Nos. 120-B and 129.
4. Tariffs in accordance with General Order No. 105-A and public timetables of applicant pursuant to this order shall be filed with this Commission and said tariff may be filed to be effective on not less than one-day's notice to the Commission and the public.

5. The temporary certificate of public convenience and necessity granted herein shall expire December 10, 1970; unless sooner cancelled or extended by the Commission.
6. In all other respects Application No. 52255, as amended, is denied.

Because of the indicated urgency the effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 10<sup>th</sup>  
day of NOVEMBER, 1970.

Chairman

*Augsten*  
*William J. Vukasin, Jr.*  
*James L. Sturgeon*  
Commissioners

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

TEMPORARY CERTIFICATE

STOL Air, Inc., by the temporary certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to operate as a passenger air carrier over the route and between the points of San Francisco (STOLport at Candlestick Park Parking Lot - Symbol SFO/CS) and Sacramento (STOLport at Cal Expo Parking Lot - SMF/CE).

Conditions

1. Service shall be a minimum of one flight in each direction on each of five days a week.
2. No aircraft having more than ten passenger seats shall be operated.
3. This certificate expires on December 10, 1970.

Issued by California Public Utilities Commission.

Decision No. 77345 Application No. 52255.