

Decision No. 79232

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
AIR CALIFORNIA for a certificate of
public convenience and necessity to
provide passenger air service between
Los Angeles and San Francisco/San Jose/
Oakland/Sacramento, non-stop; San Diego
and San Francisco via Los Angeles/
Santa Ana/Burbank/Ontario; San Diego
and San Francisco/Sacramento, non-stop;
Sacramento and San Francisco/San Jose/
Oakland.

Application No. 51311
(Filed August 11, 1969)

Order Granting Motion to Dismiss

Air California (Air Cal) filed this application on August 11, 1969 for authority to operate as a passenger air carrier between San Diego and Los Angeles and the Bay Area. Pacific Southwest Airlines (PSA) and Western Airlines (Western) filed protests.

Public hearing was delayed as a result of the proposed acquisition of Air Cal by PSA. After the termination of the acquisition proposed by PSA, Air Cal was acquired by California-Westgate Corporation.

On November 13, 1970 Air Cal filed an amendment to its application reducing its request to include only one route: between Los Angeles and San Jose/Oakland. A prehearing conference was held on January 5, 1971. Mailing dates were established for the exchange of responses to data requests and for the mailing of exhibits. Hearing was scheduled for June 21-30, 1971.

On March 19, 1971 Air Cal filed another amendment in which it sought to add additional routes to its request, including for the first time, authority to serve Monterey. By Decision No. 78648, dated May 4, 1971 the Commission allowed this amendment over protest by PSA, cancelled the hearing, and scheduled a new prehearing

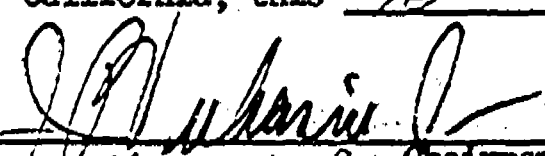
conference for June 22, 1971. By letter dated June 16, 1971 Air Cal requested that the new prehearing conference be cancelled and that the matter be held off calendar because the recent adverse state of the economy in general and the unfavorable economic conditions faced by the airlines, in particular, prevented Air Cal from pursuing its proposal at this time. Air Cal's request was granted.

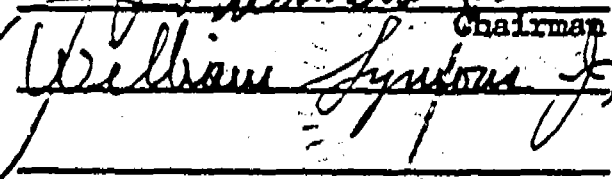
On June 21, 1971 PSA and Western filed a joint motion to dismiss this application. They assert that the matter has been on file too long. No response has been received from Air Cal. The Commission concludes that the motion should be granted without prejudice to Air Cal's filing another application when economic conditions are better.

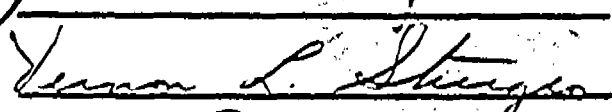
IT IS ORDERED that the application is dismissed without prejudice.

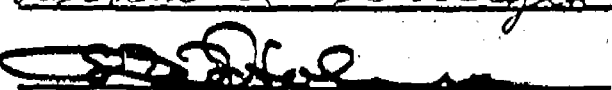
The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 13th
day of OCTOBER, 1971.



Chairman






Commissioners

Commissioner Thomas Moran, being
necessarily absent, did not participate
in the disposition of this proceeding.