

Decision No. 81262**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Air California for a modification in its certificate of public convenience and necessity in either direction between San Diego, on the one hand, and San Jose/Oakland, on the other hand.

Application No. 52165
(Filed August 27, 1970)

In the Matter of the Application of Pacific Southwest Airlines for a certificate of public convenience and necessity in either direction between San Diego and Sacramento, nonstop; San Diego and Sacramento via San Francisco/San Jose or Oakland; San Diego/Santa Ana/San Francisco/San Jose/Oakland; San Diego/Santa Ana/San Francisco or San Jose or Oakland and Sacramento; Santa Ana/San Francisco/San Jose/Oakland; Santa Ana and Oakland via San Jose; Santa Ana and Sacramento via San Francisco/San Jose or Oakland; Santa Ana and Sacramento, nonstop.

Application No. 51080
(Phase I)
(Filed May 16, 1969)

ORDER MODIFYING DECISION NO. 80318
AND DENYING REHEARING

Air California having filed a petition for rehearing of Decision No. 80318 and the Commission having considered each and every allegation thereof, and being of the opinion that said decision should be modified as hereinafter provided and that rehearing should be otherwise denied.

IT IS HEREBY ORDERED that Decision No. 80318 should be modified by adding the following finding of fact and conclusion of law:

Finding of Fact No. 13:

Air California has failed to prove that public convenience and necessity require the granting of authority to Air California to carry O and D passengers between San Jose and Oakland on all of its flights between said two points.

Conclusion of Law No. 3:

The application of Air California to carry O and D passengers on all of its flights between San Jose and Oakland should be denied.

The order in Decision No. 80318 that deletes Air California's authority to provide nonstop passenger air carrier service between San Diego and Oakland is hereby set aside. The last sentence of paragraph 1 on page 5 of Appendix A of said decision is hereby deleted.

Air California's petition for rehearing is in all other respects hereby denied.

Dated at San Francisco, California, this 10th
day of APRIL, 1973.

Vernon L. Sturgeon
President
William J. Spence, Jr.
William J. Spence, Jr.
William J. Spence, Jr.
Commissioners

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