

ORIGINAL

Decision No. 81865

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of)
PACIFIC SOUTHWEST AIRLINES for a)
Certificate of Public Convenience)
and Necessity in either direction)
between San Francisco/Stockton/Fresno,)
and Los Angeles with through and)
connecting service to San Diego and)
Sacramento and to overfly Stockton)
or Fresno.)

Application No. 52291

OPINION AND ORDER

Applicant operates as a passenger air carrier under authority granted by Decision No. 79085 dated August 24, 1971 and amended by Decision No. 79985 dated April 25, 1972.

The certificate, as amended, carries a restriction that passengers transported over Routes 1 through 5, inclusive, shall be transported in Lockheed Electra, Boeing 727, Boeing 737, or Douglas DC-9 aircraft and passengers transported over Route 7 shall be transported in Lockheed L-88 (Electra) aircraft, Douglas DC-9, Boeing 727-100, Boeing 727-200, and Boeing 737 aircraft.

Applicant seeks an ex parte order removing the restrictions with respect to the type of equipment to be used on Routes 1 through 5, inclusive, and Route 7.

Applicant alleges that of the over twenty-three routes served, only Routes 1 through 5 and Route 7 contain restrictions as to type of equipment to be utilized and that such restrictions are anachronisms for the following reasons: First, initial certificates granted by the Commission contained restrictions; however, more recent route authority contains no restrictions. Second, applicant's fleet no longer contains Lockheed Electras or Douglas DC-9 equipment. Third, the original restrictions were to preclude public inconvenience

by possible downgrading of service over particular routes and such restrictions are no longer applicable. Fourth, no other air carrier operating in California and regulated by the CAB is restricted as to type of equipment to be used on routes within California.

After consideration the Commission finds that public convenience and necessity do not require restrictions as to type of aircraft to be used to transport passengers over Routes 1 through 5, inclusive, and Route 7, and concludes that the petition should be granted. A public hearing is not necessary.

IT IS ORDERED that:

1. Pacific Southwest Airlines' certificate of public convenience and necessity is amended as set forth in Appendix A, attached hereto and made a part hereof.
2. Appendix A of Decision No. 79085 is amended by incorporating First Revised Pages 3 and 4, attached hereto, in revision of Original Pages 3 and 4.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 12th day of SEPTEMBER, 1973.

William J. Sturgeon President
[Signature]
[Signature] Commissioners

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.

Restrictions

Route 1

No service of any type shall be operated between any of these five points and any other points authorized in other routes by the Commission, except through service between San Diego and San Jose via Los Angeles, through service between San Diego and Sacramento via Los Angeles, and the through service authorized in Route 19.

Routes 2 and 3

These route authorizations are limited to the specific segments of each route, except for the tacking of Route 3 and Route 9 to provide direct service between Burbank and Sacramento via San Francisco as provided in the Restriction on Route 9.

Route 4

This route authorization is limited to the specific segment of Route 4, except for through service from San Jose to San Diego via Los Angeles.

Route 5

This route authorization is limited to the specific segment of Route 5, except for through service from Sacramento to San Diego via Los Angeles.

#Deleted.

Route 6

1. Passengers shall be transported by air in either direction in nonstop service at a minimum of four scheduled round-trip flights daily.
2. No nonstop service may be operated between Ontario International Airport (ONT) and any other points served by Pacific Southwest Airlines under other authorization with the exception of San Diego.

Issued by California Public Utilities Commission.

#Deleted by Decision No. 81865, Application No. 52291.

Route 7

- #1. Passengers shall be transported in either direction a minimum of four round trips daily.
2. This route authorization is limited to the specific segments of Route 7.

Route 8

Passengers shall be transported in either direction in nonstop service at a minimum of two scheduled round trips daily.

Route 9

Passengers shall be transported in either direction in nonstop service at a minimum of four scheduled round trips daily. All service to Sacramento Metropolitan Airport from any other points already served by Pacific Southwest Airlines must be provided via San Francisco International Airport, except for the nonstop service authorized between Los Angeles International Airport and Sacramento Metropolitan Airport.

Routes 10, 11, 12, and 13

Service between the points authorized on these routes shall not be connected, combined or operated in combination with points or routes previously authorized, or with each other except as herein provided. Route 10 may be connected with Routes 11, 12, or 13 at Long Beach to provide through service to passengers as follows:

San Diego - Long Beach Oakland
San Diego - Long Beach - San Francisco
San Diego - Long Beach - San Francisco
(intermediate point per
Route 13) - Sacramento

The points herein authorized must be operated as specified; no over flights of points authorized shall be permitted.

Route 14

Service between the points authorized on this route shall not be connected, combined or operated in combination with points or routes previously authorized. The points herein authorized must be operated as specified; no over flights of points authorized shall be permitted.

Issued by California Public Utilities Commission.

#Modified by Decision No. 81865, Application No. 52291.