

Decision No. 82755

ORIGINAL

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 Stock-
ton and Fresno.

Application No. 52291

In the Matter of the Application of
AIR CALIFORNIA for removal of
restriction and correction of certif-
icate of public convenience and
necessity, and for in lieu certif-
icate.

Application No. 53441

ORDER GRANTING LIMITED REHEARING
AND MODIFYING DECISION NO. 82382

A petition for rehearing of Decision No. 82382 has been filed by Pacific Southwest Airlines. The Commission, after considering each and every allegation therein, is of the opinion that good cause for a limited rehearing has been made to appear. Furthermore, since the relief sought under the subject applications was temporary in nature while the relief granted was, on its face, permanent, Decision No. 82382 should be modified to provide only temporary relief. Finally, given the limited scope of the proceedings as defined by the subject applications and occasioned by federal controls on "middle distillate fuels", the rehearing to be granted herein should include the issue of the need for continuing the relief granted by Decision No. 82382.

THEREFORE, IT IS ORDERED that:

1. Limited rehearing of Decision No. 82382 is hereby granted, said rehearing to encompass the issue of whether the

applicant airlines should be required to file proposed schedule changes with the Commission prior to their effectiveness.

2. Ordering Paragraph 4 in Decision No. 82382 is hereby stayed pending further order of the Commission.

3. Ordering Paragraph 2 in Decision No. 82382 is hereby modified as follows:

"Until further order of the Commission Appendix A of Decision No. 79085 is amended by substituting Third Revised Pages 3, 4, and 5, attached hereto and by reference made a part hereof, in place of Second Revised Pages 3, 4, and 5."

4. Ordering Paragraph 3 in Decision No. 82382 is hereby modified as follows:

"Until further order of the Commission Appendix A of Decision No. 80439 is amended by substituting Fourth Revised Page 4, attached hereto and by reference made a part hereof, in place of Third Revised Page 4."

5. The limited rehearing granted by Ordering Paragraph 1 hereinabove shall include consideration of the need to continue the relief granted by Decision No. 82382.

6. Said rehearing shall be held before such Commissioner or Examiner and at such time and place as may hereafter be designated.

7. In all other respects, rehearing of Decision No. 82382 is hereby denied.

The Secretary is directed to cause appropriate notice of rehearing to be mailed at least ten (10) days before such rehearing.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 23rd day of APRIL, 1974.

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