

Decision No. 83818

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

CITY OF AVALON, a Municipal
Corporation,

Complainant,

vs.

CATALINA MOTOR CRUISERS, INC., a
Corporation,

Defendant.

Case No. 9669
(Filed February 21, 1974)

ORDER SETTING ASIDE SUBMISSION AND
REOPENING FOR FURTHER HEARING

Complainant city of Avalon has filed a petition to reopen its complaint against defendant Catalina Motor Cruisers, Inc. alleging that additional evidence has been offered to the examiner by the defendant without the opportunity of cross-examination. It further alleges that the substitute vessel being offered by defendant for cross-channel daily service is not suitable due to its condition and general deterioration.

The ex parte offering of additional evidence is sufficient ground to set aside submission and reopen the proceeding.

IT IS ORDERED that:

1. The submission of Case No. 9669 is set aside and the matter reopened for the receipt of further evidence.

2. Hearing on Case No. 9669 will be held before Examiner Peeters in the Commission's Courtroom at 107 South Broadway, Los Angeles, on January 10, 1975 at 10:00 a.m.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 10th
day of DECEMBER, 1974.

Vernon L. Stinson
President
William J. Symons, Jr.
Thomas M. Moore
Robert E. Myland
Commissioners