

ORIGINAL

Decision No. 85814

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Petition of HUGHES AIRWEST for a
 waiver of the long haul, short haul
 provision in Section 461.5 of the
 Public Utilities Code and General
 Order 105A.

Application No. 55438
 (Filed January 13, 1975)

FINAL ORDER

In this application Hughes Air Corp., doing business as Hughes Airwest (Airwest), requested that the Commission grant it a waiver of the long- and short-haul provision set forth in Section 461.5 of the California Public Utilities Code and General Order No. 105-A regarding flights serving Santa Maria, California.^{1/}

1/ Section 461.5 of the California Public Utilities Code states in part:

" . . . It shall be unlawful for any...transportation company to charge or receive any greater compensation in the aggregate for the transportation of passengers...for a shorter than for a longer distance over the same line or route in the same direction, the shorter being included within the longer distance, or to charge any greater compensation as a through rate than the aggregate of the intermediate rates.

"Upon application to the commission such company may, in special cases, after investigation, be authorized by the commission to charge less for longer than for shorter distances for the transportation of persons or property and the commission may from time to time prescribe the extent to which such company may be relieved from the prohibition to charge less for the longer than for the shorter haul...."

The Commission by Decision No. 84085 dated February 11, 1975 granted Airwest interim authority to deviate from the long- and short-haul prohibition to accommodate potential routings between Los Angeles and San Francisco which included stops in two intermediate cities, one city which would have commuter fares in operation and the other city, being Santa Maria, which would have standard fares in operation, while investigation in Case No. 9850 proceeded concerning Airwest's proposal for commuter fares to Santa Maria.

On October 8, 1975, Airwest filed a motion to withdraw its tariff filing in Case No. 9850 and requested that the Commission dismiss the investigation regarding Airwest's Santa Maria commuter fares. The Commission by Decision No. 85813 discontinued its investigation in Case No. 9850. Airwest is not flying any routes serving Santa Maria which require for their operation the continuance of the interim authority to deviate from the long- and short-haul prohibition.

The need no longer exists for Airwest's deviation from the long- and short-haul rule granted by Decision No. 84085. It appears the public interest will best be served by terminating this deviation. A hearing is not necessary.

IT IS ORDERED that Hughes Airwest's deviation from the long- and short-haul prohibition under the Commission's rules in General Order No. 105-A and Section 461.5 of the California Public Utilities Code granted by Decision No. 84085 is rescinded.

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

Dated at San Francisco, California, this 11th day of May, 1976.

I abstain:

[Signature], Commissioner

[Signature] President
[Signature]
[Signature]
[Signature] Commissioners