

Decision No. 86385**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
 of EUREKA AERO INDUSTRIES,
 INCORPORATED, for a Certificate
 of Public Convenience and Necessity
 to Provide Passenger Air
 Carrier Service to and from Eureka
 and Redding Airports.

Application No. 56474
 (Filed May 11, 1976)

O P I N I O N

Applicant is a California corporation operating from Eureka, California. It is providing an air passenger service between Eureka, Chico, Red Bluff, Marysville, Sacramento, Oakland, and Santa Rosa (flag stop only). Applicant has applied herein for temporary authority to provide service between Eureka and Redding.

Applicant operates twelve aircraft which will provide basic and backup equipment to insure reliable service. Applicant will initiate service on the new route with a five-passenger 1975 Cessna 310 on the flights between Eureka and Redding and will replace this aircraft with a Cessna 402 if the number of passengers require it. The proposed one-way fare is \$23 including tax and it is estimated that the additional cost for the Eureka-Redding service will approximate \$200 per month for ticketing and baggage handling. This service will be contracted with Nor-Cal Aviation at Redding. Applicant has its own maintenance and radio repair facilities and in addition has sufficient fuel availability in Eureka to sustain a roundtrip over the route requested.

Applicant has sufficient business experience as an air carrier to operate the proposed service. It has been operating a passenger and air ambulance service for almost nine years and operates under contracts with the U.S. Forest Service and the U.S. Postal Service. It has had an air taxi certificate for almost nine years and is certified for single and multiple engine IFR and VFR day and night scheduled and nonscheduled operations. All pilots and crews assigned to such operations are ATR rated. Applicant is already flying between Eureka and Redding under contract with Loomis Air Freight Service, with empty passenger seats. It is anticipated that the institution of the proposed service will add no cost other than passenger/agent fees.

It is alleged that applicant receives daily requests for service between Eureka and Redding and that it carries many passengers to Red Bluff whose actual destination is Redding. This Commission has received numerous letters requesting that the service be authorized from city, state, and federal offices in both cities and from numerous individuals and business organizations. Eureka and Redding are the county seats of their respective counties and have a community of interest in the logging and lumber industry as well as other fields, and direct flights between those two cities will facilitate communications and commerce.

Findings

1. A temporary certificate of public convenience and necessity will be granted with an expiration date of September 15, 1977.
2. Service between Eureka and Redding shall be provided with a minimum of one nonstop roundtrip on each of five days per week.
3. Service will be provided between Murray Field in Eureka and the Redding Municipal Airport.

4. Aircraft with more than 30-revenue passenger seats or a payload of more than 7,500 pounds will not be operated.

5. An application to extend this authority should be filed three months prior to its expiration date. The application should include the current traffic, flight, and economic data on the Eureka - Redding service.

6. In view of the small aircraft proposed to be used, and the fact that the route is already being flown on a contract basis, it can be seen with certainty that the proposed operation will not have a significant effect on the environment.

7. No protests have been received.

8. A public hearing is not necessary.

9. The Commission finds that public convenience and necessity require that applicant be authorized to provide a temporary air passenger service between Eureka and Redding.

10. To expedite the proposed service, this decision will become effective on the date it is signed.

The Commission concludes that the application should be granted.

O R D E R

IT IS ORDERED that:

1. A temporary certificate of public convenience and necessity is granted to Eureka Aero Industries, Inc., a corporation, authorizing it to operate as a passenger air carrier, as defined in Section 2741 of the Public Utilities Code, between the points and over the routes set forth in Appendix A, attached hereto and made a part hereof.

2. In providing service pursuant to the authority granted by this order, applicant shall comply with the following service regulations. Failure so to do may result in a cancellation of the authority.

- (a) Within thirty days after the effective date of this order, applicant shall file a written acceptance of the certificate granted. By accepting the certificate applicant is placed on notice that it will be required, among other things, to file annual reports of its operations and to comply with the requirements of the Commission's General Orders Nos. 120-Series and 129-Series.
- (b) Within one hundred twenty days after the effective date of this order, applicant shall establish the authorized service and file tariffs, in triplicate, in the Commission's office.
- (c) The tariff filings shall be made effective not earlier than five days after the effective date of this order on not less than five days' notice to the Commission and the public, and the effective date of the tariff filings shall be concurrent with the establishment of the authorized service.
- (d) The tariff filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 105-Series.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 14
day of SEPTEMBER, 1976.

William J. Agnew President
James L. Livingston
Ronald R. ...
Robert B. ... Commissioners

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Temporary Certificate

Appendix A

EUREKA AERO INDUSTRIES
INCORPORATED

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Eureka Aero Industries, Incorporated, by this temporary certificate of public convenience and necessity, is authorized to operate as a passenger air carrier between the following airports only:

EKA - RDD

Conditions

1. No aircraft having more than 30-revenue passenger seats, or a payload more than 7,500 pounds shall be operated.
2. Authority granted herein is temporary and shall expire September 15, 1977.
3. Service between EKA and RDD shall be provided with a minimum of one nonstop round trip on each of five days per week.
4. The following airports shall be used:

<u>Symbol</u>	<u>Location</u>	<u>Name</u>
EKA	Eureka	Murray Field
RDD	Redding	Redding Municipal Airport

Issued by California Public Utilities Commission.

Decision No. 86385, Application No. 56474.