

L/SE/lq

Decision 82 03 044

MAR 2 - 1982

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

HARBOR CARRIERS, INC., )  
 )  
 Complainant, )  
 )  
 vs. )  
 )  
 GOLDEN GATE BRIDGE, HIGHWAY )  
 AND TRANSPORTATION DISTRICT )  
 and the BLUE AND GOLD FLEET, )  
 )  
 Defendants. )

Case 82-01-02  
 (Filed January 13, 1982;  
 amended February 1, 1982)

ORDER CLARIFYING DECISION  
82-02-066 AND GRANTING LIMITED REHEARING

A petition for rehearing of Decision 82-02-066 has been filed by Blue and Gold Fleet. We have carefully considered the contents of the petition. We are of the opinion that good cause for dissolving the cease and desist order in D.82-02-066 has not been shown and the petition for rehearing is denied to the extent that it requests this relief. However, it is also our opinion that D.82-02-066 should be clarified to indicate that the cease and desist order is to be regarded as temporary, pending a further Commission order to follow an evidentiary hearing on the issue of whether Blue and Gold Fleet's operation carrying passengers by vessel between Sausalito and San Francisco should be the subject of a permanent cease and desist order, or whether the cease and desist order in D.82-02-066 should be vacated. The petition for rehearing is granted to the extent that it requests such an evidentiary hearing. The temporary cease and desist order shall remain in effect until further Commission order.

Hearings are presently scheduled to begin March 15, 1982 at 9:30 a.m. in San Francisco to consider issues relative to the use of the Golden Gate Bridge District's dock in Sausalito. This hearing time will be used to allow Blue and Gold Fleet and other parties to present evidence and further argument as to whether the cease and desist should be made permanent.

Because a petition to intervene filed by Inlandboatmen's Union of the Pacific, et al. was denied by an Administrative Law Judge's ruling, dated February 11, 1982 on the ground that the issue of a cease and desist was disposed of, this decision will reverse that ruling and grant the petition.

This decision will be effective at once in order that procedure in this matter will not be in doubt.

IT IS ORDERED that:

1. D.82-02-066 shall remain in force pending further order of the Commission.
2. Further hearing as to whether the cease and desist order which is the subject of D.82-02-066 should be made permanent, shall be held at the Commission courtroom, San Francisco, California beginning at 9:30 a.m., Monday, March 15, 1982.
3. The petition for leave to intervene filed on February 3, 1982 by Inlandboatmen's Union of the Pacific, Marine Division of the

C.82-01-02

International Longshoremen's and Warehousemen's Union, and Marine  
Engineers Beneficial Association is granted.

This order is effective today.

Dated MAR 2 - 1982, at San Francisco, California.

JOHN E. BRYSON

President

RICHARD D. GRAVELLE

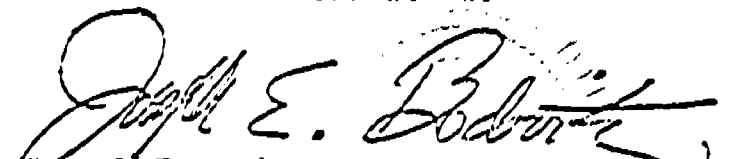
LEONARD M. GRIMES, JR.

VICTOR CALVO

PRISCILLA C. GREW

Commissioners

I CERTIFY THAT THIS DECISION  
WAS APPROVED BY THE ABOVE  
COMMISSIONERS TODAY.

  
Joseph E. Bodovitz, Executive Director