

ORIGINAL

Decision No. 88179 NOV 29 1977

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 EUREKA AERO INDUSTRIES, INCORPORATED,)
 for authority to suspend passenger)
 air carrier service to and from Red)
 Bluff Municipal Airport and to and)
 from Yuba County Airport.)

Application No. 57623
 (Filed October 13, 1977)

OPINION AND ORDER

Eureka Aero Industries, Incorporated (Eureka Aero) operates as a passenger air carrier between several points located in northern California. Among the points served are Red Bluff and Chico.

Eureka Aero seeks authority pursuant to Sections 2766 and 2769.5 of the Public Utilities Code^{1/} to suspend service at Red Bluff

1/ "2766. Upon application for suspension or deletion of any certificated point, the commission may authorize a special temporary suspension. Such suspension, when authorized, shall be effective 30 days after the filing of said application and shall only remain effective, however, pending hearing and decision on the application if an interested person or party so requests. The special temporary suspension may be ordered for a maximum 90-day period, and may be renewed by the commission for an additional 90-day period, if such additional time is required to complete the proceedings before the commission, except that a stay of the commission's decision, on its own motion or by the Supreme Court, will serve to continue the special temporary suspension until 10 days after termination or a review proceeding."

"2769.5. No passenger air carrier shall discontinue operations between any two or more terminals without authority of the commission, unless such operations are unprofitable. Unprofitable operations may be discontinued upon 60 days' notice to the commission, and to such other persons as the commission may require, unless within such 60-day period the commission, after hearing, makes a finding that such operation is not unprofitable and orders its continuance."

Findings

1. Passenger air carrier operations of Eureka Aero to and from Red Bluff Municipal Airport and Yuba County Airport are unprofitable within the meaning of that term as that term is used in Section 2769.5 of the Public Utilities Code.

2. Eureka Aero has served notice of its intention to suspend operations upon the airports in question and upon others as required by Commission rules. No protest or request for hearing has been received.

Conclusions

~~1. Eureka Aero should be authorized to permanently suspend air passenger carrier operations at Red Bluff and Marysville.~~

~~2. Red Bluff Municipal Airport and Yuba County Airport should be deleted from Eureka Aero's certificate.~~

~~3. A public hearing is not necessary.~~

~~IT IS ORDERED that:~~

~~1. Eureka Aero Industries, Incorporated is authorized to suspend and discontinue air passenger carriers operations to and from Red Bluff Municipal Airport and Yuba County Airport after the effective date of this order on five days' notice to the Commission and the public.~~

2. The certificate of public convenience and necessity granted to Eureka Aero Industries, Incorporated to operate as a passenger air carrier as defined in Section 2741 of the Public Utilities Code issued in Appendix A of Decision No. 80076 in Application No. 52991 is amended by incorporating therein Fifth Revised Page 1, attached hereto, in revision of Fourth Revised Page 1.

Appendix A
(Dec. 80076)

EUREKA AERO INDUSTRIES,
INCORPORATED

Fifth Revised Page 1
Cancels
Fourth Revised Page 1

Eureka Aero Industries, Incorporated, by this Certificate of Public Convenience and Necessity, is authorized to operate as a passenger air carrier between the following airports only:

<u>Symbol</u>	<u>Location</u>	<u>Name</u>
#ACV	Arcata	Arcata Airport
#CEC	Crescent City	McNamara Field
CIC	Chico	Chico Municipal Airport
EKA	Eureka	Murray Field
OAK	Oakland	Oakland International Airport
SMF	Sacramento	Sacramento Metropolitan Airport
STS	Santa Rosa	Sonoma County Airport

Conditions

1. Each airport shall be served with a minimum of one flight in each direction on each of five days a week.
2. Santa Rosa shall be served on a flagstop basis and between EKA and SMF only.
 - (a) Carrier shall give at least one hour's prior notification to said carrier's ticketing agency when said carrier intends to overfly STS. Carrier shall land at STS unless such prior notice has been given.
 - (b) Carrier shall not overfly STS if a passenger is in the possession of a purchased ticket and a confirmed reservation one hour or longer before the scheduled departure time.
3. No aircraft having more than 30 revenue passenger seats or a payload more than 7,500 pounds shall be operated.

#Authority for service to Arcata and Crescent City suspended by Decision No. 85821 in Application No. 55359 until further order of the Commission.

Issued by the California Public Utilities Commission.

Marysville and Red Bluff Deleted by Decision No. 88179, in Application No. 57623.