

Decision No. 29839

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
EGG AND POULTRY COMPANY OF PETALUMA) Application No. 21224
to issue stock.)

BY THE COMMISSION:

ORIGINAL

OPINION AND ORDER

This is an application for an order authorizing Egg and Poultry Company of Petaluma to issue \$4,000. of its capital stock in payment for certain equipment to be acquired from John Stewart and Henry Murray and for cash.

It appears that said Stewart and Murray, co-partners doing business under the firm name and style of Petaluma Egg & Poultry Company, are the owners of certain equipment used in conducting the business of purchasing eggs and poultry and packing and storing the same which they now propose to transfer to the applicant corporation. It further appears from a letter dated May 26, 1937 from J. Hall Lewis, secretary for the corporation, that Stewart and Murray have been engaged in buying and selling eggs and poultry and, when it became necessary to hold them, storing them with operators of cold storage warehouses. The information at hand leads us to believe that they are not engaged in any public utility warehouse business.

The Commission is advised that the new corporation has no intention of engaging in the warehouse business and will have no facilities for doing so. It therefore appears to us that we have no authority over the issue of the \$4,000. of stock referred to in this application, and that this application should be dismissed for want of jurisdiction.

NOW, THEREFORE, IT IS HEREBY ORDERED that the above entitled and numbered application of Egg and Poultry Company of Petaluma be, and it hereby is, dismissed for want of jurisdiction.

DATED at San Francisco, California, this 7th day of June, 1937.

Matthew M. M.
Leon A. M.
Frank R. M.
Robert M. M.
Ray L. Riley
Commissioners.