

35037

Decision No. \_\_\_\_\_

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

**ORIGINAL**

In the matter of the application of THE CALIFORNIA TRANSPORTATION COMPANY for permission to issue shares of stock referred to in the Plan of Reorganization of said corporation under the provisions of Section 77-B of the Federal Bankruptcy Act.

Application No. 21385

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

Under the authority heretofore granted by Decision No. 29998, dated August 2, 1937, The California Transportation Company issued and has now outstanding 5,000 shares of common stock of no par value and 9,264 shares of third preferred stock of the par value of <sup>50.00</sup>~~50~~ per share.

IFM

Recently the Board of Directors and stockholders of The California Transportation Company have approved an amendment to applicant's articles of incorporation so as to provide for the issue of 5,000 shares of common capital stock having a par value of \$1.00 per share and 9,264 shares of third preferred stock having a par value of \$1.00 per share.

In a supplemental petition filed on January 25, 1942, The California Transportation Company asks permission to cancel the outstanding common and third preferred stock certificates and to issue in lieu thereof 5,000 shares of its common capital

stock having a par value of \$1.00 per share and 9,264 shares of third preferred stock having a par value of \$1.00 per share.

The Commission has considered applicant's request and is of the opinion that this is not a matter on which a hearing is necessary; that the money, property or labor to be procured or paid for through the issue of the stock herein mentioned is reasonably required by applicant for the purpose of refunding its outstanding common stock and outstanding third preferred stock; that the expenditures for said purposes are not, in whole or in part, reasonably chargeable to operating expenses or to income, and that applicant's request should be granted, therefore,

IT IS HEREBY ORDERED that The California Transportation Company may, on or before June 1, 1942, issue 9,264 shares of its third preferred stock having a par value of \$1.00 per share in exchange for 9,264 shares of third preferred stock having a par value of ~~\$1~~<sup>50.00</sup> per share, and issue 5,000 shares of its common capital stock having a par value of \$1.00 per share for 5,000 shares of no par value common capital stock.

Upon the acquisition by applicant of the stock certificates representing said 5,000 shares of no par value common stock and said 9,264 shares of third preferred stock having a par value of ~~\$1~~<sup>50.00</sup> per share, said stock certificates shall be canceled.

IT IS HEREBY FURTHER ORDERED that within thirty (30) days after the issue of the stock herein authorized, The California Transportation Company shall file with the Commission a statement showing the number of shares of stock issued under

the authority herein granted, the names of the persons, firms or corporations to whom said stock was issued and the number of shares of stock issued to each of said persons, firms or corporations.

Dated at San Francisco, California, this 17<sup>th</sup> day of February, 1942.

Justin J. Callahan  
Ray H. Riey  
W. H. Baker  
Francis L. Havens  
Arthur H. Hays  
Commissioners