

ORIGINAL

Decision No. 38906

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 RICCARDO TUNZI to sell, and LOUIS A.)
 TOMMASINI to purchase, an undivided)
 one-half interest in an automotize) Application No. 27356
 freight line operated between San)
 Francisco, Gonzales, Soledad and)
 other points in the Salinas Valley.)

O P I N I O N

This is an application of Riccardo Tunzi, doing business under the name of Salinas Valley Freight Line, to sell, and Louis A. Tommasini to purchase, an undivided one-half interest in the operative rights, equipment, furniture and fixtures now owned and operated by said Tunzi under authority granted to him in Decision No. 24837.⁽¹⁾ The operative right as acquired by Tunzi authorized the transportation of property between San Francisco, Chualar, Gonzales, Soledad, Greenfield and other points in the Salinas Valley located on, and adjacent to, U.S. Highway No. 101.⁽²⁾ If the proposed transfer

(1) The operative right was originally granted to Riccardo Tunzi and Louis Costa, as partners, (Decisions Nos. 18691 and 18811). Upon the death of Costa the operative right was transferred to Tunzi (Decision No. 24837).

(2) More specifically, the operative right proposed to be transferred is described as follows:

"...between San Francisco and points on the highway south of the southerly limits of Salinas, such points being Chualar, Gonzales, Soledad and Greenfield and all points intermediate between the southerly limits of Salinas and the northerly limits of the City of King, together with the right to serve all the territory for a distance of seven miles on either side of the highway traversed between the southerly limits of Salinas and the northerly limits of the City of King."

is consummated the business will be conducted as a copartnership under the name of Salinas Valley Freight Line. Tommasini will merely acquire the status of a partner owning an undivided one-half interest in the business and property involved. It is represented by Tunzi that the business is increasing in volume to such an extent that he desires to share the responsibilities with a partner.

The consideration to be paid by Tommasini to Tunzi is \$7,770 of which amount \$5000 is to be paid upon approval of the transaction by the Railroad Commission and the remaining \$2,770 is to be evidenced by the buyer's note to seller payable one year from the effective date of the Commission's order, with interest at 4 percent per annum.

The equipment involved consists of nine trucks and trailers with a depreciated value of \$3,352. Net operating revenue for the year 1945 is stated at \$5,821. For the past five years the operation shows a net average annual revenue of \$2,383.

It appears that this application should be granted and that a public hearing is not necessary.

ORDER

Application having been made as above entitled, and the Commission being duly advised in the premises,

IT IS ORDERED as follows:

(1) That Riccardo Tunzi is hereby authorized to sell and transfer to Louis A. Tommasini, and Louis A. Tommasini is hereby authorized to acquire on or before August 1, 1946, an undivided one-half interest in the operative right created by Decision No. 18691, dated August 8, 1927, and Decision No. 18811, dated September 14, 1927, both on Application No. 13611, and referred to in the foregoing opinion, together with the physical property referred to in said opinion.

(2) That applicants shall comply with the provisions of General Order No. 80 and Part IV of General Order No. 93-A by filing in triplicate, and concurrently making effective, appropriate tariffs and time tables within 60 days from the effective date hereof, and on not less than 5 days' notice to the Commission and the public.

The effective date of this order shall be 20 days from the date hereof.

Dated at San Francisco, California, this 2nd day of May, 1946.

David L. Anderson
Justin P. Quisenberry
Francis W. ...
James H. ...

COMMISSIONERS