

ORIGINAL

Decision No. 39851

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )

FIALER'S LIMOUSINES, INC. )

for an Order Authorizing Applicant to )  
issue its promissory note or promis- )  
sory notes; to place a lien of chat- )  
tel mortgage or chattel mortgages on )  
certain of the Applicant's properties )  
to secure repayment of said note or )  
notes, and to use the proceeds of )  
said note or notes for the purpose )  
specified herein. )

Application  
No. 28128

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OPINION AND ORDER

Fialer's Limousines, Inc., a corporation, asks permission to issue to the Bank of America National Trust and Savings Association, Humboldt Branch, its 3% installment note for \$41,700, and execute a chattel mortgage to secure the payment of the same. A copy of the proposed note and a copy of the proposed chattel mortgage are on file in this application as Exhibits "C" and "D", respectively.

Applicant is engaged in operating sedans, limousines and motor coaches between San Francisco, Oakland and other points, for sight-seeing tours and for airline passengers and their baggage, under certificates of public convenience and necessity granted by the Commission. For the eleven months ending November 30, 1946, applicant reports operating revenues of \$473,358.69, segregated as follows:

Airport revenue	\$439,631.84
Limousine revenue	33,726.85

For the same period it reports a net profit of \$62,015.83.

Applicant reports that in order to more adequately handle increased requirements and to improve its service, it purchased two used 23-passenger 1946 International Beck Motor Coaches at a cost of \$15,000 and three new 1946 Flxible 23-passenger Motor Coaches at an estimated cost of \$37,127.82. The total cost of the five coaches is about \$52,127.82. All of the coaches have been delivered. Applicant has drawn upon its current income to pay for the coaches. To reimburse its treasury in part because of such payment, applicant asks permission to borrow \$41,700 from the Bank of America National Trust and Savings Association, Humboldt Branch. The loan will be represented by a promissory note, payable in 72 equal consecutive monthly installments plus interest at the rate of 3% per annum, payable monthly. The payment of the note will be secured by a chattel mortgage on the five coaches, and will further be guaranteed by Airport Limousine Company, which indirectly owns all of applicant's outstanding stock.

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 Fialer's Limousines, Inc. should be authorized to execute a chattel mortgage and issue a note, as herein provided, that the money, property or labor to be procured or paid for through the issue of said note is reasonably required by applicant for the purpose specified herein, which purpose is not, in

whole or in part, reasonably chargeable to operating expenses or to income, therefore,

IT IS HEREBY ORDERED as follows:

1. For the purpose of reimbursing its treasury because of income expended for the purchase of said five motor coaches, Fialer's Limousines, Inc. may, after the effective date hereof and on or before March 1, 1947, issue its promissory note in the principal sum of \$41,700, payable in 72 equal consecutive monthly installments plus interest at the rate of 3% per annum, payable monthly, and execute a chattel mortgage to secure the payment of said note, said note and said chattel mortgage to be in, or substantially in, the same form as the note and the chattel mortgage filed in this application as Exhibits "C" and "D", respectively.

2. The authority herein granted will become effective when Fialer's Limousines, Inc. has paid the fee prescribed by Section 57 of the Public Utilities Act, which fee is Forty-two (\$42.00) Dollars.

3. Within thirty (30) days after the issue of the note herein authorized, Fialer's Limousines, Inc. shall file with the Commission a true and correct copy of said note and a true and correct copy of the chattel mortgage executed under the authority herein granted.

Dated at San Francisco, California, this 13<sup>th</sup> day  
of January, 1947.

Harold Kuls  
Justin F. Calmes  
Earl Powell  
A. J. Johnson  
 Commissioners

