

Decision No. 40135

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)

-of-)

ELLA HOFFMAN, doing business as)
LASSEN TELEPHONE COMPANY, and)
ALLAN V. SCHILLER and GEORGE R.)
PYLE, for an order authorizing)
ELLA HOFFMAN to sell to the)
others that certain business con-)
ducted by her in the County of)
Lassen, State of California.)
-----)

ORIGINAL

Application
No. 28317

OPINION AND ORDER

This is an application for an order of the Public Utilities Commission authorizing Ella Hoffman to sell and transfer to Allan V. Schiller and George R. Pyle the properties comprising the Lassen Telephone Company. The agreed purchase price is \$18,000, of which \$10,000 will be paid in cash and the balance will be represented by a note payable in annual installments of \$1,000, with interest at the rate of 5% per annum, secured by a deed of trust and a mortgage of chattels. A copy of the note, a copy of the deed of trust and a copy of the mortgage of chattels are on file in this application.

Ella Hoffman reports the investment less accrued depreciation, in her telephone properties at \$18,582.85. An inventory of the properties attached to the mortgage of chattels includes a 150 line Kellogg magneto switchboard equipped for 50 lines, 180 stations, about 10 miles of toll pole line, about 95 miles of

exchange pole line, about 20 miles of toll wire, about 335 miles of exchange wire and miscellaneous tools and equipment.

Seller reports for 1946 operating revenues of \$9,273.32 and net operating revenues of \$1,207.79.

Seller, because of her advanced age, desires to retire from the operation of the telephone properties. The application shows that the purchasers have for many years past been civilian employees in the communication division of the United States Navy and have agreed to form a partnership for the purpose of purchasing and operating the telephone properties now owned by Ella Hoffman. They have investigated the properties and their operation, and believe they can render satisfactory telephone service.

Purchasers will render telephone service in the area now served by Seller at the rates and subject to the rules and regulations which Seller now has on file with the Commission.

The Commission has considered this matter and is of the opinion that a public hearing is not necessary, that the application should be granted, as herein provided, and that the money, property or labor to be procured or paid for through the issue of the note herein authorized is reasonably required for the purpose specified herein, which purpose is not, in whole or in part, reasonably chargeable to operating expenses or to income,

IT IS HEREBY ORDERED as follows:

1. Ella Hoffman, after the effective date hereof and on or before June 30, 1947, may sell and transfer the properties

comprising the Lassen Telephone Company, more particularly described in the deed and bill of sale on file in this application, to Allan V. Schiller and George R. Pyle.

2. Allan V. Schiller and George R. Pyle, after the effective date hereof and on or before June 30, 1947, for the purpose of financing in part the purchase price of said properties, may execute a deed of trust and a mortgage of chattels in, or substantially in, the same form as those filed in this proceeding, and may issue a note for \$6,000, payable in annual installments of \$1,000, with interest at the rate of 5% per annum.

3. Allan V. Schiller and George R. Pyle, if they acquire the properties referred to herein, shall, prior to or concurrently with the acquisition thereof, file with the Commission a statement showing that they adopt Ella Hoffman's rates, rules and regulations, now on file with the Commission, and shall file within thirty (30) days after such acquisition, a true and complete copy of each instrument of conveyance under which they acquire and hold title to the properties. Upon the acquisition of said telephone properties by Allan V. Schiller and George R. Pyle, Ella Hoffman is relieved of her public utility obligations to supply telephone service.

4. The authority herein granted is not to be construed as a finding of value of the properties herein authorized to be transferred.

5. The authority herein granted will become effective when Allan V. Schiller and George R. Pyle, or either of them,

have paid the minimum fee prescribed by Section 57 of the Public Utilities Act, which fee is Twenty-five (\$25.00) Dollars.

Dated at San Francisco, California, this 8th day of April, 1947.

Harold A. Kula
Justus J. Calver
Frank R. Wallace
B. F. D. ...
Benjamin ...
 Commissioners

