

**ORIGINAL**Decision No. 46493

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of A. E. Nosler, H. W. Nosler and )  
F. M. Nosler doing business as )  
PACIFIC TRANSFER VAN & TRUCK CO. )  
to transfer under Section 851 of )  
the Public Utilities Code the )  
operative rights of A. A. Nosler, )  
A. E. Nosler, H. W. Nosler and )  
A. M. Nosler doing business as )  
Pacific Transfer Van & Truck Co. )

Application No. 32869

O P I N I O N

A. A. Nosler, A. E. Nosler, H. W. Nosler and A. M. Nosler as copartners, owning one-fourth each, have been doing business under the firm name of Pacific Transfer Van & Truck Co. in the operation of a highway common carrier service between San Diego and Coronado Beach, including North Island and Rockwell Field<sup>1/</sup>. The present application alleges that A. A. Nosler and A. M. Nosler have died. A. E. Nosler, one of the original partners and former wife of A. A. Nosler now deceased, has succeeded to his interest. Upon Commission approval said A. E. Nosler will own one-half of the partnership interest. H. W. Nosler will continue to own his one-fourth share in the firm while the one-fourth share of A. M. Nosler will be acquired by his widow,

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<sup>1/</sup> Decision No. 35974, dated November 23, 1942 on Application No. 25275.

F. M. Nosler.

Certified copies of the Orders of the Superior Court in and for San Diego County, Settling First and Final Account and Decree of Distribution and Decree Terminating Joint Tenancy in the matter of the Estate of Arthur M. Nosler, No. 44364, and in the matter of the Estate of Alva A. Nosler, also known as A. A. Nosler, No. 45176, are attached to the application. The Commission has considered this matter and is of the opinion that a public hearing thereon is not necessary. The transfer as ordered by the court and the operation of the business by said two of the original partners and by the widow of one of the deceased partners will not be adverse to the public interest. Consequently, the transfer of interest is approved and A. E. Nosler, H. W. Nosler and F. M. Nosler will be authorized to continue the business formerly owned and operated by A. A. Nosler, A. E. Nosler, H. W. Nosler and A. M. Nosler under the firm name of Pacific Transfer Van & Truck Co., as in the past.

O R D E R

Application having been made to the Public Utilities Commission for an order authorizing the transfer of operative rights and properties, and the Commission having considered the matter and being of the opinion that a public hearing is not necessary and that the application should be granted as herein provided,

IT IS ORDERED:

- (1) That the partnership formerly consisting of A. A.

Nosler, A. E. Nosler, H. W. Nosler and A. M. Nosler doing business under the name of Pacific Transfer Van & Truck Co., after the effective date hereof, may by the surviving partners thereof transfer its operative rights and property to A. E. Nosler, H. W. Nosler and F. M. Nosler in accordance with the court orders hereinbefore referred to, A. E. Nosler to own a one-half interest therein and H. W. Nosler and F. M. Nosler each to own a one-fourth interest therein.

(2) The action taken herein shall not be construed to be a finding of the value of the property herein authorized to be transferred.

(3) Applicants A. E. Nosler, H. W. Nosler and F. M. Nosler doing business as Pacific Transfer Van & Truck Co., 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 schedules on not less than five (5) days' notice to the Commission and to the public.

(4) Applicants shall file with the Commission a copy of each journal entry used by the copartnership, as presently constituted, in recording on its books the acquisition of the rights and property of A. A. Nosler, A. E. Nosler, H. W. Nosler

and A. M. Nosler doing business as Pacific Transfer Van & Truck Co., such filing to be made within thirty (30) days after the date of such entries.

(5) The authority herein granted will become effective twenty (20) days after the date hereof.

Dated at San Francisco, California, this 7<sup>th</sup> day of December 1951.

R. J. [Signature]  
President  
Justice J. [Signature]  
Harold [Signature]  
Samuel [Signature]  
John L. [Signature]  
Commissioners