

Decision No. 4849S

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
EVELYN O. SIMMONDS, doing business	:	Application
as WEST BERKELEY EXPRESS AND DRAYING)	No. 34219
CO., for authority to execute a	:	
promissory note and mortgage of chattels.)	
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O P I N I O N

This is an application for an order authorizing Evelyn O. Simmonds to issue a note in the principal amount of \$51,750 for the purpose of refinancing outstanding indebtedness and to execute a mortgage of chattels.

Applicant is engaged in operating the West Berkeley Express and Draying Co. as a highway common carrier for the transportation of general commodities between San Jose and Antioch and certain intermediate points. She reports that in order to finance her operations and to provide working capital she recently became indebted to Bank of America National Trust and Savings Association in the amount of \$47,250, represented by a promissory note payable within one year, and that she now desires to refinance the indebtedness so as to extend the time for payment over a period of three years. Accordingly, she has made arrangements to issue a renewal note to the bank in the amount of \$51,750, including interest, to be payable over a period of 36 months.

In her 1952 annual report applicant reports her operating revenues for the year in the amount of \$279,222 and a net loss of \$1,492, after deducting depreciation charges, however, in the amount of \$13,405. In the application she reports her financial position

as of January 31, 1953, as follows:

Assets

Current assets -		
Cash	\$ 1,020.24	
Accounts receivable	16,956.14	
Prepaid expenses	15,116.86	
Inventories	<u>2,645.82</u>	
Total current assets		\$ 35,739.06
Carrier operating property -		
Cost	149,123.70	
Depreciation reserve	<u>74,129.87</u>	
Net carrier operating property		74,993.83
Deferred debits		<u>7,019.50</u>
	Total	<u>\$117,752.39</u>

Liabilities and Capital

Current liabilities -		
Notes and accounts payable	\$ 19,537.65	
Accrued liabilities	2,246.79	
Equipment obligations due within one year	<u>22,767.96</u>	
Total current liabilities		\$ 44,552.40
Equipment obligations due after one year		<u>32,925.41</u>
Total liabilities		77,477.81
Proprietor's investment		<u>40,274.58</u>
	Total	<u>\$117,752.39</u>

The proposed issue will improve applicant's financial position and currently make a greater amount of working capital available than is now possible under the existing short-term note, which provides for higher monthly payments and for total repayment at the end of the year. Applicant reports that recent rate changes authorized by the Commission are increasing the earnings from operations and will enable her to meet the installments on the note when due.^{1/}

Upon a review of this matter we are of the opinion that an order should be entered granting applicant's request.

^{1/} By Decision No. 48187 and Decision No. 48189, dated January 19, 1953, the Commission authorized certain increases in rates in the East Bay drayage area and in line haul rates.

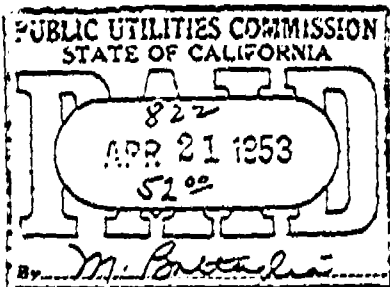
O R D E R

The Commission having considered the above entitled matter, and being of the opinion that a public hearing is not necessary; that the money; property or labor to be procured or paid for by the issue of the note herein authorized is reasonably required by applicant for the purposes specified herein; and that such purposes, except for the payment of interest, are not, in whole or in part, reasonably chargeable to operating expenses or to income; therefore,

IT IS HEREBY ORDERED as follows:

1. Evelyn O. Simmonds, on and after the effective date hereof and on or before December 31, 1953, may issue a promissory note in the principal amount of \$51,750 and may execute a mortgage of chattels, which note and mortgage of chattels shall be in, or substantially in, the same form as those filed in this proceeding as Exhibit A.
2. Applicant shall file with the Commission monthly reports as required by General Order No. 24-A, which order, insofar as applicable, is made a part of this order.
3. The authority herein granted will become effective when applicant has paid the fee prescribed by Section 1904(b) of the Public Utilities Code, which fee is \$52.00.

Dated at San Francisco, California, this 21st day of April, 1953.



R. J. [Signature]
 President

Justus J. [Signature]

Harold [Signature]

Kenneth [Signature]

John E. [Signature]
 Commissioners