

Decision No. 48610**ORIGINAL**

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )	
A. M. BLAND, copartner, to sell )	
his interest in B & M Delivery )	Application No. 34241
Service, a copartnership, to A. D. )	
Moss, copartner therein. )	

O P I N I O N

A. M. Bland and A. D. Moss are copartners doing business under the name of B & M Delivery Service as petroleum irregular route carriers under authority of this Commission. <sup>(1)</sup> The above-entitled application requests authorization for the transfer of applicant Bland's interest in the partnership operating rights to applicant Moss. Mr. Moss will continue the operation as sole owner, under the name B & M Delivery Service.

It is alleged that applicant Moss has been a copartner since its inception and has been actively engaged in the business and is experienced and qualified to continue as an individual owner. It is further stated the proposed sale will not affect competition, nor will the transfer have any effect upon the present operation. No change in service or schedules will be made if the transfer is authorized.

Under the terms of the Dissolution of Copartnership Agreement, copy of which is attached to the application, Mr. Bland will receive certain non-operative property and Mr. Moss the operative authority and business. The Commission finds that the transfer as proposed will not be adverse to the public interest. Consequently the transfer will be authorized pursuant to the terms of said agreement. A public hearing is unnecessary.

(1) Decision No. 44351 dated June 20, 1950 in Application No. 31182.

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 within sixty days after the effective date hereof the operative rights and properties of the partnership known as B & M Delivery Service, may be transferred to A. D. Moss who may thereafter exercise the rights granted by the certificate of public convenience and necessity issued by Decision No. 44351 dated June 20, 1950 in Application No. 31182.

(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) That, within thirty days after the consummation of the transfer herein authorized, said A. D. Moss shall notify the Commission in writing of that fact and within said period shall file with the Commission a true copy of any bill of sale or other instrument of transfer which may have been executed to effect such transfer.

(3) That applicant A. D. Moss shall file in triplicate and concurrently make effective, appropriate tariffs within sixty

days after the effective date hereof, and on not less than five days' notice to the Commission and the public.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 19<sup>th</sup> day of May, 1953.

[Signature]  
President  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
Commissioners