

**ORIGINAL**Decision No. 48966

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 WALTON N. MOORE CORPORATION, a cor- )  
 poration, and PACIFIC GAS AND ELECTRIC )  
 COMPANY, a corporation, for an order )  
 authorizing the former to sell to the )  
 latter the electric franchise herein )  
 mentioned upon the terms stated in the )  
 attached agreement between said appli- )  
 cants, dated April 2, 1953, and auth- )  
 orizing Walton N. Moore to abandon )  
 operations as an electrical corpora- )  
 tion. )

Application No. 34532

OPINION AND ORDER

The Walton N. Moore Corporation and the Pacific Gas and Electric Company, in this application, request an order of this Commission conferring upon Moore all necessary permission and authority to sell its electric franchise, together with all of its public utility electrical business, to the Pacific Gas and Electric Company and to consummate said transaction in accordance with the terms of an agreement dated April 2, 1953 and authorizing Walton N. Moore to abandon operations as an electrical corporation. A copy of the agreement is attached to the application as Exhibit "A".

Under the terms of this agreement Moore is to grant and convey to Pacific, upon receipt of authorization from this Commission, the electric franchise therein mentioned together with all of its public utility electrical business for the sum of \$8,000. The agreement provides that Moore will not again engage in said public utility enterprise in the City and County of San Francisco.

Quitclaims and releases of said franchise to Moore from prior claimants of said franchises were authorized to be executed

by said claimants in this Commission's Decision No. 23960 dated August 17, 1931 as amended by Decision No. 24061 dated September 21, 1931.

Walton N. Moore Corporation now supplies electric service to four customers located in the Alaska Commercial Building, 310 Sansome Street, San Francisco, California. These customers are billed by Walton N. Moore Company, acting as agent for Walton N. Moore Corporation. Upon consummation of said sale agreement Pacific will sell electric energy to Walton N. Moore Company and Walton N. Moore Company will resell electric energy to tenants in said Alaska Commercial Building in accordance with the applicable provisions of Pacific's filed and effective Rule and Regulation No. 18. The Commission has received a letter from each of the tenants stating that he has been advised of the proposal of Walton N. Moore Corporation to cease operations as an electrical corporation and consenting to the proposal under which Walton N. Moore Company is to resell electric energy to it at the same rates as it would pay if it were a direct customer of Pacific.

It appears that Pacific, upon acquisition of the franchise and electric utility business which would be transferred under the agreement, is ready and willing to supply electric service to Walton N. Moore Company for resale to said tenants under the provisions of Pacific's filed and effective tariffs and that the request of Moore and Pacific should be granted. The action taken herein shall not be construed to be a finding of the value of the properties herein authorized to be transferred.

The Commission having considered the request of applicants and being of the opinion that the application should be granted and that a public hearing is not necessary, and it appearing to the Commission that the proposed transfer of property will not be adverse to the public interest, therefore,

IT IS HEREBY ORDERED that the Walton N. Moore Corporation and Pacific Gas and Electric Company be and they hereby are authorized to consummate said agreement dated April 2, 1953 in accordance with its terms. Upon consummation of said agreement, Walton N. Moore Corporation shall file with this Commission a copy of the instruments of conveyance and a statement showing the effective date of the transfer of the property.

IT IS HEREBY FURTHER ORDERED that Walton N. Moore Corporation, concurrently with the consummation of the sale and transfer to the Pacific Gas and Electric Company of the properties described above, may cease furnishing and supplying electric service to customers presently served by it and is relieved of the duties and responsibilities of an electric corporation and is authorized to withdraw and cancel its filed and presently effective tariff schedules.

In the event that the purchase of the properties under the agreement of April 2, 1953 is not consummated within two years after said date, the authority granted herein shall expire.

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

Dated at San Francisco, California, this 18th day of August, 1953.

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President  
James J. Galtier  
Harold Hill  
John E. Mitchell

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Commissioners