

Decision No. 53439**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 OUTER HARBOR DOCK AND WHARF COMPANY)
 for authority to discontinue public) Application No. 37962
 utility operations; to cancel tariffs;)
 and to sell certain properties.)

A. Andrew Hauk for applicant.O P I N I O N

The applicant, a California corporation, for almost fifty years last past has been engaged in operations as a wharfinger in San Pedro, California. Since 1938 all of the traffic and shipments which it has served have been in interstate commerce, and the application alleges that no intrastate operations have been conducted since 1938.

The applicant has been leasing land from the City of Los Angeles, but this lease expired on February 13, 1956, and will not be extended.

Mr. Charles L. Tilley, the general manager of applicant company, plans to conduct a stevedoring business through the entity of a new corporation which is being formed, but intends to withdraw completely from any wharfinger operations.

A public hearing was held in Los Angeles on June 12, 1956, before Examiner Grant E. Syphers, at which time evidence was adduced and the matter submitted.

The testimony presented by applicant substantiated the allegations in the application. It was pointed out that in connection with this proposal applicant intends to transfer certain facilities and equipment to the new corporation which will be known as the Harbor Dock & Wharf, Inc. This equipment is listed in Exhibit No. 5 attached

to the application, and consists entirely of stevedoring equipment. It has an agreed value of \$65,000 which will be the sales price to the new corporation. There was no opposition to the proposal.

ORDER

Application as above entitled having been filed, public hearing having been held thereon, the Commission being fully advised in the premises and hereby finding it to be not adverse to the public interest,

IT IS ORDERED:

(1) That the Outer Harbor Dock and Wharf Company is hereby authorized to discontinue its public utility operations.

(2) That the Outer Harbor Dock and Wharf Company is hereby authorized to cancel its existing tariffs, to wit, Tariff No. 7 (C.R.C. No. 8) and its participation in the Southern California Lumber Handlers' Bureau Wharfinger Tariff No. 1.

(3) That the Outer Harbor Dock and Wharf Company is authorized to sell and the Harbor Dock & Wharf, Inc., to purchase the equipment and supplies, listed in Exhibit No. 5 attached to the application, for the sum of \$65,000.

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

Dated at San Francisco, California, this 16th day of July, 1956.

[Signature]
President
Justice Z. Caserio
R. J. [Signature]
[Signature]
[Signature]
Commissioners