

ORIGINAL

Decision No. 53870

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of VERNON CENTRAL WAREHOUSE, INC.,
doing business as Vernon Warehouse
Company, for authorization to
borrow funds.

Application No. 38370

ORDER OF DISMISSAL

In this application, Vernon Central Warehouse, Inc., seeks authorization to issue an unsecured promissory note in the principal amount of \$40,000 to finance the cost of equipment. The proposed note is in form as follows:

PROMISSORY NOTE

\$40,000.00 Vernon, California, August _____, 1956.

FOR VALUE RECEIVED, the undersigned promises to pay to EDNA H. PAGEL, thirty days after demand, the sum of FORTY THOUSAND DOLLARS (\$40,000.00), with interest at the rate of four per cent (4%) per annum from date until paid, interest payable annually; and if not so paid to be compounded and to bear the same rate of interest as the principal.

If suit should be commenced to enforce the payment of this note, the undersigned agrees to pay an additional reasonable sum as attorney's fees in such suit.

Vernon Central Warehouse, Inc.
doing business as Vernon
Warehouse Company.

Section 823 of the Public Utilities Code reads in part as follows:

" . . . A public utility may issue notes, for proper purposes and not in violation of any provision of law, payable at periods of not more than 12 months after the date of issuance of the notes without the consent of the commission, but no such note shall, in whole or in part, be refunded by any issue of stock or stock certificates or other evidence of interest or ownership, or of bonds, notes of any term or character, or any other evidence of indebtedness, without the consent of the commission."

In our opinion, applicant may issue an unsecured demand note, or an unsecured note payable as indicated in this application, without obtaining permission from the Commission; therefore,

IT IS HEREBY ORDERED that Application No. 38370 be, and it hereby is, dismissed for want of jurisdiction.

Dated at San Francisco, California, this 9th day of October, 1956.

E. P. [Signature] President

James J. [Signature]

Ray [Signature]

[Signature]

[Signature] Commissioners