

ORIGINAL

Decision No. 54366

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
PACIFIC MOTOR TRUCKING COMPANY to)
sell and R. J. Christensen, doing)
business as PEAVINE TRANSFER AND)
WAREHOUSE COMPANY, to purchase cer-) Application No. 38588
tain franchises of Pacific Motor)
Trucking Company authorizing opera-)
tions in the vicinity of Lake Tahoe)
in the State of California.)

O P I N I O N

Pacific Motor Trucking Company (hereinafter referred to as seller) requests authority to sell and R. J. Christensen, doing business as Peavine Transfer and Warehouse Company (hereinafter referred to as buyer) requests authority to purchase certain operative rights.

The operating authority to be transferred includes three certificates. The first was created by Decision No. 19146, dated December 23, 1923, in Application No. 12987 and was transferred to seller by Decision No. 28366, dated November 16, 1935, in Application No. 20258. It authorizes the transportation of property between Tahoe City and Brockway and intermediate points and between Tahoe City and Lakeside and Fallen Leaf Lake and intermediate points. The second certificate involves authority to transport property between Tahoe City and Truckee and all intermediate points via the State Highway between termini and was created by Decision No. 29696, dated April 26, 1937, in Application No. 21067. The third certificate was created by Decision No. 43607, dated December 13, 1949, in Application No. 30805 and authorized the transportation of property to Squaw Valley, as an extension and

enlargement of seller's operations between Tahoe City and Truckee and all intermediate points. Also subject to the agreement of sale is the transfer of certain interstate authority. The consideration to be paid for all operative rights is \$1,000 payable in cash on the approval of all governmental agencies having jurisdiction in the matter. It is alleged that the consideration to be paid represents something less than the total cost to the seller.

As justification for the authority sought it is alleged that applicant buyer is also engaged as a highway common carrier for the transportation of property moving in both interstate and intrastate commerce between points in the general area of the points herein considered; that the area subject to the proposed transfer is largely vacation resort country and the movement of traffic is highly seasonal; and that during the off-season when service is placed upon an on-call basis both applicants are operating equipment with substantially less than capacity loads.

The buyer herein indicates sufficient financial ability to provide the service as proposed.

After consideration the Commission is of the opinion and so finds that the proposed transfer will not be adverse to the public interest. A public hearing does not appear to be necessary.

O R D E R

Application having been filed and the Commission being informed in the premises,

IT IS ORDERED:

(1) That, after the effective date hereof and on or before May 15, 1957, Pacific Motor Trucking Company may sell and transfer and R. J. Christensen, doing business as Peavine Transfer and

Warehouse Company may purchase and acquire the operative rights referred to in the foregoing opinion.

(2) That on not less than five days' notice to the Commission and to the public, effective concurrently with the consummation of such transfer, applicants shall supplement or reissue the tariffs on file with the Commission naming rates, rules and regulations governing the common carrier operations here involved to show that Pacific Motor Trucking Company has withdrawn or canceled and R. J. Christensen, doing business as Peavine Transfer and Warehouse Company, has adopted or established, as its own, said rates, rules and regulations. The tariff filings made pursuant to this order shall comply in all respects with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 80.

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

Dated at San Francisco, California, this 9th day of JANUARY, 1957.

[Signature]
President

[Signature]

[Signature]

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Commissioners