

**ORIGINAL**Decision No. 55464

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

Joint Application of DONALD C. WHITE, )  
holder of a certificate of public )  
convenience and necessity to store )  
cotton and cotton linters in bales, )  
and UNITED CALIFORNIA EXPRESS & ) Application No. 39371  
STORAGE CO., a California corporation, )  
doing business as U. C. EXPRESS & )  
STORAGE CO., for authority to transfer )  
said certificate to United California )  
Express & Storage Co., pursuant to )  
Section 1052 of the Public Utilities )  
Code. )

O P I N I O N

In this joint application the Commission is asked to authorize Donald C. White, doing business as White Portable Compress Company, to transfer his certificate of public convenience and necessity to store and handle cotton and cotton linters in bales to applicant United California Express & Storage Co. The application declares that the business now being conducted pursuant to this warehouse certificate consists of storage and handling of cotton and cotton linters in bales, sampling, weighing, delivery of uncompressed cotton, compressing of cotton, and other extra services that customers request. Said business has recently been carried on at Warehouse H, Port of Oakland, Oakland. This warehouse building is constructed of reinforced concrete, contains approximately 120,000 square feet of storage space, and is near transportation facilities such as docks and a spur track. It also possesses an adequate sprinkler system. It was leased by applicant White's father, Cecil F. White, from the Port of Oakland, and has been subleased by said Cecil F. White to applicant United California Express & Storage Co. Equipment used in the warehouse business and owned by said Cecil F. White has also been leased to applicant United California Express & Storage Co.

Applicant United California Express & Storage Co. is principally engaged in the transportation and storage of used household goods and personal effects, office, store, and institutional furniture and fixtures. It holds various permits to operate in California pursuant to the provisions of the Public Utilities Code as well as a certificate of public convenience and necessity issued by the Interstate Commerce Commission. This applicant maintains warehouses in Oakland and Berkeley. These warehouses are used primarily for the storage of household goods and personal effects but as an incidental activity the applicant stores some general commodities at the Berkeley warehouse.

United California Express & Storage Co. appears to be financially capable of assuming the responsibilities of warehouse operation; it is familiar with the storage business and has experienced personnel who can handle operations in accordance with the requirements of the certificate. Pursuant to the Commission's order in Decision No. 55262 dated July 15, 1957, in Application 39203, it purchased the Berkeley warehouse referred to for \$110,000.00, paying \$10,000.00 down and issuing a promissory note secured by a first deed of trust for the balance.

Upon review of this application we are of the opinion, and so find, that the transfer will not be adverse to the public interest and that a public hearing is not necessary. It appears that there will be no change in the service to the public and that the purchaser is in a position to assume the public utility obligations. The application will 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.

Q R D E R

The Commission having considered the above-entitled matter and being of the opinion that a public hearing is not necessary and that the application should be granted, therefore,

IT IS ORDERED:

(1) That the certificate of public convenience and necessity as a warehouseman, as defined in Section 239 of the Public Utilities Code, previously issued to Donald C. White, doing business as White Portable Compress Company, is hereby transferred to United California Express & Storage Co., a California corporation, doing business as U. C. Express & Storage Co. United California Express & Storage Co. may acquire and thereafter operate under said certificate as a warehouseman in accordance with the terms and conditions of the agreement between said parties, attached to the application for this authority.

(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 now on file with the Commission, insofar as they name rates, rules and regulations governing the warehouse operations here involved of White Portable Compress Company, to show that White Portable Compress Company has withdrawn or cancelled and that United California Express & Storage Co. concurrently has adopted or established as its own, said rates, rules and regulations. The tariff filings made pursuant to this order in all respects shall comply with the regulations governing the construction and filing of warehouse tariffs set forth in the Commission's General Order No. 61.

(3) That by acquiring the certificate of public convenience and necessity herein granted, United California Express & Storage Co. is placed on notice that it will be required, among other things, to

file annual reports of its warehouse operations and to comply with and observe the rules and regulations of the Commission's general orders. Failure to file such reports, in such form and at such time as the Commission may direct, or to comply with and observe the provisions of said general orders, may result in a cancellation of the operating authority, the transfer of which is permitted by this decision.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 17th day of October, 1957.

E. J. [Signature]  
President  
Ronald [Signature]  
W. [Signature]  
R. Hardy  
E. Lynn Fox  
Commissioners