

**ORIGINAL**Decision No. 58013

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 GLENN E. PRICE AND WALTER E. GILLIARD )  
 a co-partnership doing business as )  
 W. E. GILLIARD VACUUM TRUCK SERVICE, ) Application No. 40728  
 to transfer from Glenn E. Price to )  
 Walter E. Gilliard, his partnership )  
 interest in and to a certificate of )  
 public convenience and necessity to )  
 operate vacuum tank trucks as a )  
 petroleum irregular route carrier. )

OPINION AND ORDER

Glenn E. Price and Walter E. Gilliard, co-partners, doing business as Gilliard Vacuum Truck Service, are presently rendering service as a petroleum irregular route carrier. Authority is sought to transfer the partnership interest of applicant Price to applicant Gilliard for a cash consideration of \$10,831.83.

The proposed transfer includes all of Price's rights, title and interest in, and to, said business including all assets except a 1957 Chevrolet station wagon. No value is placed on the certificate which was granted by Decision No. 51454, dated May 10, 1955, in Application No. 36415. For the period January 1, 1957 through September 30, 1957, the partnership showed a net profit of \$4,584.25.

After consideration the Commission is of the opinion that the proposed transfer would not be adverse to the public interest. A public hearing is not necessary.

O R D E R

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

IT IS ORDERED:

1. That on or before July 1, 1959, Glenn E. Price may sell and transfer and Walter E. Gilliard may purchase and acquire the operative right and property referred to according to the terms of the contract attached to the application.

2. That within thirty days after the consummation of the transfer herein authorized, the purchaser shall notify the Commission, in writing, of that fact and within said period shall file with the Commission a true copy of any bill of sale or other instrument of transfer which may be executed to effect said transfer.

3. 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 amend or reissue the tariffs on file with the Commission, naming rates, rules and regulations governing the operations here involved to show that Glenn E. Price has withdrawn or canceled and Walter E. Gilliard has adopted or established as his own said rates, rules and regulations. The tariff filings made pursuant to this order shall comply 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 17<sup>th</sup> day of February, 1959.

E. L. Fox  
President  
W. H. ...  
W. H. ...  
Theodore ...  
Everett ...  
Commissioners