

ORIGINAL

Decision No. 58966

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of OIL CARRIERS, INC., a California corporation, to sell and DOUGLAS OIL CO. OF CALIFORNIA, a California corporation, to buy the certificate of a petroleum irregular route carrier, between all points in the State of California, under Sections 851 and 853 of the Public Utilities Code.

Application No. 41278

O P I N I O N

By Decision No. 49555, dated January 12, 1954, Oil Carriers, Inc., acquired a certificate of public convenience and necessity which authorized the operation as a petroleum irregular route carrier for the transportation of petroleum and petroleum products in tank trucks and tank trailers between all points and places in the State of California.^{1/}

By Decision No. 57457, dated October 15, 1958, the certificate of public convenience and necessity acquired by Oil Carriers, Inc., in Decision No. 49555, was suspended for one year after the effective date of the order, which effective date was twenty days after October 15, 1958. The operative rights were suspended at the request of the carrier to enable it to dispose of the certificate. It has now found a purchaser in Douglas Oil Co. of California, an independent oil producer and marketer. The sale,

^{1/} The certificate was originally granted in Decision No. 44403 and subsequently transferred by Decisions Nos. 47551 and 49555.

subject to the approval of this Commission, was for a consideration of \$500.

As of May 31, 1959, the purchaser's financial condition was as follows:

Total Assets	\$18,167,422.40	
Total Liabilities	<u>12,067,086.53</u>	
Net Worth		\$6,100,335.87
Represented by stockholders' equity:		
Preferred stock (\$25 par value)	1,169,300.00	
Common stock (\$1 par value)	1,159,815.00	
Additional paid in capital	566,158.55	
Retained earnings (Exhibit D)	<u>3,205,062.32</u>	\$6,100,335.87

Purchaser, in a letter addressed to this Commission on July 27, 1959, alleges that it proposes to operate under the certificate as a common carrier; that it will have 53 truck and trailer units, some of which will be used in the common carrier operation and some to transport its own products; that it maintains terminals at Paramount, Bakersfield, Santa Maria, Lone Pine, Rodeo, and Sacramento, from which it intends to conduct its common carrier operation; that its common carrier operation will be segregated from its proprietary hauling; that it has several prospective shippers such as Envoy Petroleum Company, MacMillan Petroleum Company, United Asphalt Company, Manespo Refining Company, and other crude oil producers and companies engaged in the wholesale and retail distribution of gasoline.

The Commission having considered the matter is of the opinion and finds that the proposed sale and transfer is not adverse to the public interest. The application will be granted. A public hearing is not deemed necessary.

O R D E R

Application having been made, the Commission being fully advised in the premises and having found facts as hereinabove set forth,

IT IS ORDERED:

(1) That Oil Carriers, Inc., a corporation, may sell and transfer, on or before sixty days after the effective date of this order, to Douglas Oil Co. of California, a corporation, all of its right, title and interest in and to the certificate of public convenience and necessity referred to in the foregoing opinion, said sale to be made substantially upon the terms and conditions as set forth in the agreement of sale filed as Exhibit A attached to this application, and Douglas Oil Co. of California may acquire said rights and property and shall continue to operate a transportation service as heretofore authorized by this Commission by Decisions Nos. 44403 and 49555, subject to the conditions and restrictions therein set forth.

(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 Oil Carriers, Inc., has withdrawn or canceled and Douglas Oil Co. of California 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.

(3) That in the event the authority herein granted is exercised, applicants shall notify the Commission in writing of the fact within thirty days after the date of transfer.

(4) That Decision No. 57457, dated October 15, 1958, is hereby vacated and set aside.

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

Dated at San Francisco, California,

this 1st day of September, 1959.

[Signature]
President

[Signature]

[Signature]

[Signature]

Theodore J. Jones
Commissioners