

Decision No. 59434**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of
 RODNEY M. ADDCOX, doing business as
 SANTA BARBARA SPECIAL DELIVERY, to
 sell and transfer to SANTA BARBARA
 SPECIAL DELIVERY INC., a corporation,
 to purchase and acquire certificates
 of convenience and necessity to
 operate a business of the transporta-
 tion of motion picture accessories
 and supplies.

Application No. 41603

O P I N I O N

Rodney M. Addcox, doing business as Santa Barbara Special Delivery, presently rendering service as a highway common carrier, requests authority to transfer his operative rights and business to Santa Barbara Special Delivery Inc., a newly formed corporation.

The operative rights to be transferred authorize the transportation of limited commodities between Los Angeles, Santa Barbara and Atascadero, including intermediate and off-route points.

It is alleged that applicant has long considered the advisability of incorporating the business separate from other ventures in which he is engaged and therefore caused the formation of applicant purchaser; that in consideration for the transfer, applicant purchaser will issue to applicant seller shares of stock with a par value of \$100 equal to the net book value of the business.

As of September 30, 1959, Rodney M. Addcox, doing business as Santa Barbara Special Delivery, indicated a net worth of \$31,540.35.

On August 25, 1959, the Commission issued an order instituting an investigation on its own motion into the statutes, rates, operations and practices of Rodney M. Addcox, dba Santa Barbara

Special Delivery, being Case No. 6340. The Commission has not as yet issued its decision in this investigation. On November 27, 1959, by an amendment to the application, it was stipulated that if the proposed transfer were authorized, any order made by the Commission in Case No. 6340 would be binding upon Santa Barbara Special Delivery Inc.

After consideration the Commission is of the opinion and so finds that the proposed transfer will not be adverse to the public interest. The Commission further finds that the money, property or labor to be procured or paid for by the issue of the stock and indebtedness herein authorized is reasonably required for the purposes specified herein and that such purposes are not, in whole or in part, reasonably chargeable to operating expenses or to income. 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 April 1, 1960, Rodney M. Addcox may transfer and Santa Barbara Special Delivery Inc. may acquire the certificate and property described in the application. Upon their transfer to Santa Barbara Special Delivery Inc., these operative rights shall be subject to the decision to be issued by the Commission in Case No. 6340.
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.

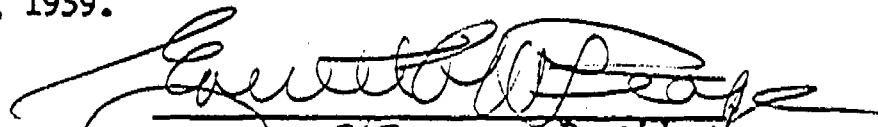
3. That, on not less than five days' notice to the Commission and to the public, effective concurrently with the consummation of such transfer, applicants shall amend or reissue the tariffs on file with the Commission, naming rates, rules and regulations governing the common carrier operations here involved, to show that Rodney M. Addcox has withdrawn or canceled, and Santa Barbara Special Delivery Inc. has adopted or established as its 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.


4. That, after the effective date hereof, Santa Barbara Special Delivery Inc. may issue \$100 par value stock in the amount of \$31,600.

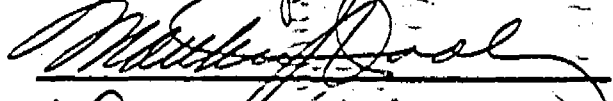
5. That applicant purchaser shall file with the Commission monthly reports as required by this Commission's General Order No. 24-A.

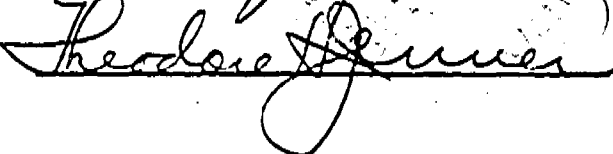
The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 21st day of December, 1959.



President






Commissioners