

ORIGINAL

Decision No. 60527

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of
EVELYN O. SIMMONDS, doing business
as WEST BERKELEY EXPRESS AND DRAYING
CO., for authority to execute a
promissory note secured by deed
of trust.

Application No. 42360
Filed June 15, 1960

OPINION AND ORDER

Evelyn O. Simmonds, doing business as West Berkeley Express and Draying Co., has filed this application for authorization to execute a deed of trust and to issue a note in the principal amount of \$48,500 for the purpose of refinancing indebtedness and of replenishing her working capital.

Applicant is engaged in the transportation of general commodities, with certain exceptions, between Berkeley, Oakland, Richmond and San Francisco. In the conduct of her operations she has issued a long-term note to Bank of America National Trust and Savings Association, under authorization granted by the Commission, which note originally was in the principal amount of \$35,000, but since has been reduced to \$23,334.41, and she has incurred current obligations as indicated in the following tabulation:

Current liabilities -		
Accounts payable	\$24,455.24	
Payroll taxes payable	11,547.96	
Accrued taxes	2,806.51	
Compensation insurance	1,914.08	
Other insurance payable	9,734.88	
Pension fund (Union)	<u>3,440.50</u>	
Total current liabilities		\$53,899.17
Current assets -		
Cash on hand and in banks	9,522.44	
Accounts receivable	8,225.30	
Prepaid expenses	8,146.93	
Materials and supplies	<u>2,165.23</u>	
Total current assets		28,059.90
Net current liabilities		<u>\$25,839.27</u>

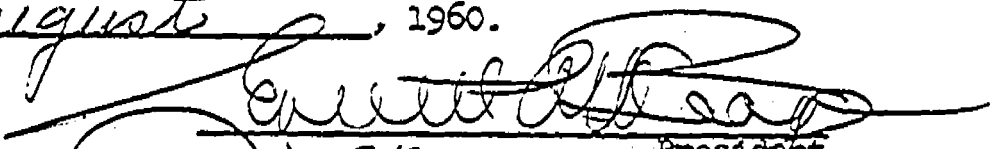
It appears that applicant has now found it necessary to improve her cash position and that she has made arrangements to borrow \$48,500 from Bank of America National Trust and Savings Association and to use a portion of the borrowing to refinance the existing long-term indebtedness in favor of said bank and to use the remaining proceeds to liquidate current obligations. In a letter dated July 20, 1960, applicant reports that upon consummation of the proposed loan she will pay the unpaid compensation insurance premiums together with all the other obligations which may not be met with proceeds from said loan.

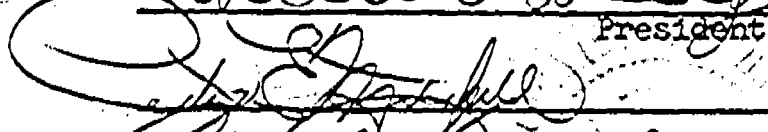
The Commission has considered this application and finds and concludes that a public hearing is not necessary; that the application should be granted; that the money, property or labor to be procured or paid for by the issue of the note herein authorized is reasonably required for the purposes specified herein; and that such purposes are not, except as otherwise authorized, in whole or in part, reasonably chargeable to operating expenses or to income; therefore,

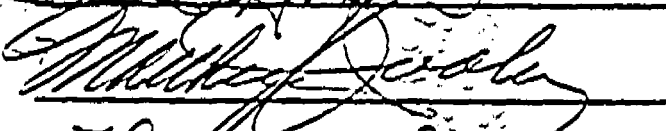
IT IS HEREBY ORDERED as follows:

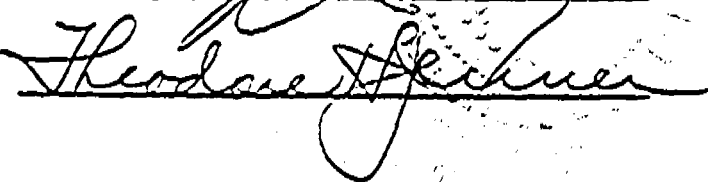
1. Evelyn O. Simmonds, on or after the effective date hereof and on or before December 31, 1960, may issue a note in the principal amount of \$48,500 and may execute a deed of trust, which note and deed of trust shall be in, or substantially in, the same form as those filed in this proceeding as Exhibit A and Exhibit B, respectively.
2. Evelyn O. Simmonds shall use the proceeds to be received through the issue of the note herein authorized for the purpose of refinancing existing indebtedness, of replenishing her working capital and of liquidating current obligations as set forth in this application.
3. Evelyn O. Simmonds shall file with the Commission a report, or reports, as required by General Order No. 24-A, which order, insofar as applicable, is made a part of this order.
4. The authority herein granted will become effective when Evelyn O. Simmonds has paid the fee prescribed by Section 1904(b) of the Public Utilities Code, which fee is \$26.

Dated at San Francisco, California, this
9th day of August, 1960.



President






Commissioners

