

Decision No. 60580**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Applications of)
 MELVIN L. BECK (dba Gramel Company),)
 GRAMEL COMPANY, INC. and G.M.J.)
 EQUIPMENT, INC. to transfer Certificate)
 of Public Convenience and Necessity)
 from Gramel Company to Gramel Company,)
 Inc., a California corporation, and to)
 transfer other assets from Gramel)
 Company to G.M.J. Equipment, Inc., a)
 California corporation, and of)
 Gramel Company, Inc. and G.M.J.)
 Equipment, Inc., California corpora-)
 tions, for approval nunc pro tunc of)
 their initial securities issue.)

Application No. 42363

O P I N I O N

From a consideration of the verified allegations of the application filed June 15, 1960, it appears and the Commission finds that Melvin L. Beck holds a certificate of public convenience and necessity authorizing operations as a petroleum irregular route carrier;¹ that he now wishes to transfer such operative rights to Gramel Company, Inc., a California corporation, for a consideration of \$1,000; that he further wishes to transfer the operative equipment of the business to G.M.J. Equipment, Inc.; that pursuant to purported authorization from the California Corporation Commissioner, Gramel Company, Inc., has issued 1500 of its \$10 par value shares to Melvin L. Beck and Grace J. Beck in joint tenancy and G.M.J. Equipment, Inc., has issued 750 of its \$10 par value shares to said Becks, also in joint tenancy.

Applicants now request that this Commission authorize the above transfer of operative rights and equipment, the issuance of such stock by both corporations and the issuance by Gramel Company, Inc., of a long term debenture in the amount of \$22,042.01 to said

¹ Decision No. 56692, dated May 13, 1958, in Application No. 39952.

Melvin L. Beck and Grace J. Beck as joint tenants. In addition, authorization for the issuance of a long term debenture of \$9,879.20 to the Becks by G.M.J. Equipment, Inc., is sought. The Commission finds and concludes that the transfer of operative rights and equipment will not be adverse to the public interest. Consequently, Application No. 42363 will be granted. No action will be taken upon the request to authorize the stock and note issued by G.M.J. Equipment. ✓ A public hearing is not necessary. The action taken herein shall not be construed to be a finding of the value of the property or rights herein authorized to be transferred. ✓

O R D E R

Application as above-entitled having been filed and the Commission being of the opinion that the money, property, or labor procured or to be procured or paid for by the issue of the securities herein authorized is or was 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, therefore,

IT IS ORDERED:

1. That Melvin L. Beck is authorized to transfer his petroleum irregular route carrier operative rights to applicant Gramel Company, Inc., and his operative equipment to G.M.J. Equipment, Inc., upon the terms stated in the application and said Gramel Company, Inc., is authorized to acquire said operative rights and to reissue to said Melvin L. Beck and Grace J. Beck as joint tenants a like amount of its capital stock, to-wit 1500 shares each having a par value of \$10, together with a long term debenture in the face amount of \$22,042.01 in the place and stead and upon the surrender of such stock and said debenture now held by them.

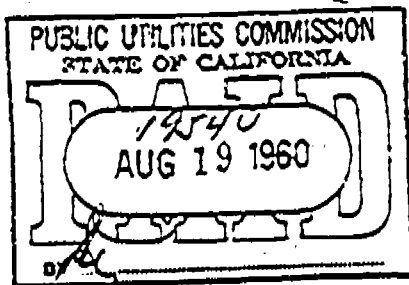
2. The request of G.M.J. Equipment, Inc., to acquire the operative equipment of Melvin L. Beck is granted upon the condition that it hold this equipment and any other equipment to be used by Gramel Company, Inc., in a status dedicated to and available for public utility use.

3. That within thirty days after the consummation of the transfers herein authorized, which consummation must occur within twenty-five days after the effective date hereof, Granel Company, Inc., shall notify the Commission in writing of that fact and within said thirty-day period shall file with the Commission a true copy of any bill of sale or other instrument of transfer and shall file therewith a report or reports as required by General Order No. 24-A.

4. That on not less than five days' notice to the Commission and to the public, effective concurrently with the consummation of such transfer or reissues, 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 Melvin L. Beck has withdrawn or canceled, and Granel Company, 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.

5. That the authority herein granted to issue a debenture will become effective only when applicant Granel Company, Inc., has paid the fee prescribed by Section 1904(b) of the Public Utilities Code, which is \$25.00. In other respects the effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 11th day of August, 1960.



[Signature]
President
[Signature]
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Commissioners