

ORIGINALDecision No. 63970

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 R. W. NIELSEN, an individual doing)
 business as COMET SERVICE, to sell,)
 and of HAIN TRUCKING CO., INC., a)
 corporation, to purchase, a highway)
 common carrier certificate authoriz-)
 ing the transportation of general)
 commodities, between various points)
 in Los Angeles and Orange counties,)
 pursuant to Sections 851-853 of the)
 Public Utilities Code.)

Application No. 44493

O P I N I O N

R. W. Nielsen, doing business as Comet Service, requests authority to sell and transfer and Hain Trucking Co., Inc., requests authority to purchase and acquire certain operative rights as a highway common carrier.

Said rights were granted by Decision No. 55894, as amended by Decision No. 63054 and authorize the transportation of general commodities between various points in Los Angeles and Orange Counties.

The agreed cash consideration is \$8,000. Applicant buyer is presently engaged in the transportation of property in interstate commerce and between points in California pursuant to permits duly issued by this Commission. Applicant buyer owns and operates 13 units of equipment and as of March 31, 1962, had a total capital in the amount of \$14,774.06. For the first three months of 1962 it realized a net profit in the amount of \$1,926.08.

After consideration the Commission finds and concludes that the proposed transfer would not be adverse to the public interest and that applicant buyer has the necessary experience and financial ability to provide the proposed service. 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 that:

1. On or before November 1, 1962, R. W. Nielsen may sell and transfer, and Hain Trucking Co., Inc., may purchase and acquire, the operative rights and property referred to in the application.

2. Within thirty days after the consummation of the transfer herein authorized, Hain Trucking Co., Inc., 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. On not less than thirty days' notice to the Commission and 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 operations here involved to show that R. W. Nielsen has withdrawn or canceled and Hain Trucking Co., Inc., has adopted or established, as its own, said rates, rules and regulations. The tariff filings shall be made effective not earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and the public, and the effective date of the tariff filings shall be concurrent with the consummation of the transfer herein authorized. 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. 20.

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

Dated at San Francisco, California, this 17th day of JULY, 1962.

George H. Hoover
President

[Signature]

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Fredrick B. Holcomb
Commissioners