

ORIGINALDecision No. 64471

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 OILFIELDS VACUUM SERVICE, INC., a
 corporation, to revoke its certificate
 of public convenience and necessity,
 discontinue service as a public utility
 and transfer assets to its shareholders;
 and of BOB W. CLARK, an individual doing
 business as WILCO VACUUM SERVICE, to
 purchase assets and execute a note and
 chattel mortgage.

Application No. 44739
 (Filed August 29, 1962)

O P I N I O N

Oilfields has a petroleum irregular route certificate to transport drilling fluids, oil used for drilling, crude oil and road oil between points in Kern, Ventura and Santa Barbara Counties. It also possesses a radial highway common carrier and a petroleum contract carrier permit, Nos. 15-5511 and 15-5022, respectively.

Clark has a petroleum irregular route carrier certificate (Decision No. 53352, dated July 10, 1956, in Application No. 37767) pursuant to which he is authorized to transport petroleum and petroleum products in vacuum and pump tank trucks between all points and places within a radius of 60 miles of Taft, Kern County. Clark also has radial highway common carrier (No. 15-5507) and petroleum contract carrier (No. 15-5508) permits.

Eventually, by this application, Oilfields proposes to go out of business. The equipment will be distributed to Oilfields' stockholders, namely Dicco, Inc., and B. Willis Weekes. Dicco and Weekes then will sell the equipment to Clark. The ultimate result would be to keep the equipment in for hire carrier service in

substantially the area where it is available now. Applicants allege that there are numerous carriers in the field who have authority to serve certain fringe points included in the Oilfields' certificate but not in Clark's. Most of the Oilfields' customers had, in any event, made other arrangements for their transportation and have withdrawn their patronage from Oilfields.

Clark proposes to finance the purchase by paying \$18,000 cash and executing a note and chattel mortgage in the amount of \$42,500 payable in installments of \$1,500 per month.

Applicants request authorization for these transactions. They further request that the order be made effective in ten days.

The Commission finds:

1. That public convenience and necessity will no longer require the petroleum irregular route carrier services of Oilfields Vacuum Service, Inc., after the effective date of this order.

2. That Oilfields Vacuum Service, Inc., is not a party to any intrastate through route or joint rate arrangement with any other carrier.

3. That the transfer of public utility property proposed in the application will not be adverse to the public interest. ✓

4. That the property proposed to be transferred to Bob W. Clark and Maudene Clark by the agreement, note, chattel mortgage and escrow agreement annexed to the application, as Exhibit A thereto, is motor vehicle equipment as contemplated by Section 816.5 of the Public Utilities Code. ✓

The authorization herein granted shall not be construed as a finding of the value of the equipment authorized to be transferred nor as a determination that the amounts referred to herein will be accepted as a proper basis for an order authorizing the issue of securities or the prescription of reasonable rates. ✓
✓

A public hearing is not necessary.

O R D E R

Application having been filed and the Commission having determined that the application should be granted,

IT IS ORDERED that:

1. All tariffs presently on file with this Commission in the name of Oilfields Vacuum Service, Inc., are canceled.
2. The operative rights created by Decision No. 50391 in Application No. 35165, Decision No. 55220, as amended by Decision No. 55286 in Application No. 39144 and Decision No. 53973 in Application No. 38316 are revoked.
3. Radial Highway Common Carrier Permit No. 15-5511 and Petroleum Contract Carrier Permit No. 15-5022 are revoked.
4. On or before December 31, 1962, Oilfields Vacuum Service, Inc., may assign the automotive equipment particularly described in Exhibit A to the application to its stockholders, Dicco, Inc., a corporation, and B. Willis Weekes.

5. On or before December 31, 1962, Dicco, Inc., a corporation, and B. Willis Weekes may sell and transfer and Bob W. Clark may purchase and acquire the automotive equipment described in Exhibit A to the application herein.

6. Within thirty days after the consummation of the transfer herein authorized, Bob W. Clark 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.

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

Dated at San Francisco, California, this 30th day of OCTOBER, 1962.

George H. Grover
President
John J. [unclear]
[unclear]
Edward A. [unclear]
Frederick B. Holcomb
Commissioners