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ORIGINAL

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 GEORGE S. BUTLER, INC., for author-)
 ity to sell its certificate of)
 public convenience and necessity,)
 and W. D. Groom Trucking, Inc., for)
 authority to purchase the said cer-)
 tificate of public convenience and)
 necessity.)

Application No. 45630

O P I N I O N

George S. Butler, Inc., requests authority to sell and transfer and W. D. Groom Trucking, Inc., requests authority to purchase and acquire a petroleum irregular route certificate of public convenience and necessity.

Said right was granted by Decision No. 53575 in Application No. 37991 and authorizes operations between all points in the State of California. The agreed cash consideration is \$1,500.

Applicant Groom is presently operating as a permitted carrier. It owns and operates 32 units of equipment and as of December 31, 1962, indicated a net worth in the amount of \$73,433.08.

It is alleged that because of the death of the principal officer of applicant seller sale of the operation is necessary and that applicant buyer desires to expand its operations.

After consideration the Commission finds that:

1. The proposed sale would not be adverse to the public interest.
2. A public hearing is not necessary.

The Commission concludes that the application should be granted.

ORDER

IT IS ORDERED that:

1. On or before March 1, 1964, George S. Butler, Inc., may sell and transfer, and W. D. Groom Trucking, 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, W. D. Groom Trucking, 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. W. D. Groom Trucking, Inc., shall amend or reissue the tariffs on file with the Commission, naming rates, rules and regulations governing the common carrier operations herein to show that it 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 to 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. 80-A.

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

Dated at San Francisco, California, this 10th day of SEPTEMBER, 1963.

William B. Bunn
President
George T. Crow
Frederick B. Hallock
Commissioners