

ORIGINAL

Decision No. 68343

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 ELLIS TRANSPORTATION COMPANY, a)
 corporation, to sell and ELLIS)
 INTERSTATE CORPORATION, a corpora-)
 tion, to purchase certificates of)
 public convenience and necessity)
 for the transportation of)
 petroleum and cement.)

Application No. 47100
(Filed November 6, 1964)

O P I N I O N

Ellis Transportation Company, a corporation, requests authority to sell and transfer, and Ellis Interstate Corporation requests authority to purchase and acquire, certificates of public convenience and necessity authorizing operations as a petroleum irregular route carrier and as a cement carrier.

The petroleum irregular route certificate was granted by Decision No. 58512 dated May 22, 1959, in Application No. 41048, and the cement carrier certificate was granted by Resolution No. 13823-Sub. No. 41 dated June 23, 1964 in Application No. 46523. The agreed cash consideration is \$200.

Applicant buyer indicates a net worth in the amount of \$10,000. It proposes to lease the equipment of applicant seller until it can acquire its own equipment. Mr. Wade G. Ellis is the sole stockholder of applicant seller, which in turn owns all of the outstanding stock of applicant buyer.

After consideration the Commission finds that the proposed sale would not be adverse to the public interest. A public hearing is not necessary.

The authorization herein granted shall not be construed as a finding of the value of the rights and properties herein authorized to be transferred.

O R D E R

IT IS ORDERED that:

1. On or before May 1, 1965, Ellis Transportation Company may sell and transfer, and Ellis Interstate Corporation may purchase and acquire, the operative rights referred to in the application.

2. Within thirty days after the consummation of the transfer herein authorized, Ellis Interstate Corporation 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. Ellis Interstate Corporation 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 five days after the effective date of this order on not less than five 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. 80-A and General Order No. 117.

4. On or before the end of the third month after the consummation of the transfer as herein authorized, Ellis Interstate Corporation shall cause to be filed with the Commission, in such form as it may prescribe, an annual report, or reports, covering the period commencing with the first day of the current year to and including the effective date of the transfer.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 15th day of DECEMBER, 1964.

Fredrick B. Holaloff
President

Walter J. ...

Walter J. ...

George T. Brown

William L. ...
Commissioners