

ORIGINAL

Decision No. 68725

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 JACK EASLEY, doing business as
 ANCHOR BUS COMPANY, to sell and
 transfer and of JACK SIMS, DOYLE
 SIMS and EDWIN FERGUSON, copartners,
 to purchase and acquire the operative
 rights of JACK EASLEY, conducted
 under and pursuant to Decision No.
 65519 dated 4 June 1963 in Applica-
 tion No. 45384, as amended by
 Decision No. 66539 dated 27 December
 1963 in Application No. 45958.

Application No. 47383
 (Filed March 4, 1965)

O P I N I O N

Jack Easley, doing business as Anchor Bus Company, requests authority to sell and transfer and Jack Sims, Doyle Sims and Edwin Ferguson, request authority to purchase and acquire certain property and operating authority.

The operating authority was granted by Decision No. 65519, dated June 4, 1963, in Application No. 45384, as amended by Decision No. 66539, dated December 27, 1963, in Application No. 45958, and authorizes operations as a passenger stage carrier between the Lemoore Naval Air Station and Fresno. Included in the transfer is a 36-passenger 1955 Ford bus, upon which there is a balance of \$1,500 owed on the purchase price. The agreed consideration is \$11,125, payable as follows: \$7,000 in cash, \$2,625 in monthly installments of \$105 and the balance of \$1,500, being the assumed balance due upon the bus, will be paid by applicant purchasers at the rate of \$116 a month.

As of January 31, 1965, Jack D. Sims indicated a net worth in the amount of \$7,426.40, Doyle A. Sims a net worth of \$11,221.44 and Edwin J. Ferguson a net worth in the amount of \$18,325.

It is alleged that applicant seller is a Chief Petty Officer in the United States Navy and was transferred to Memphis, Tennessee in September 1964; the operations have since been conducted by his wife who desires to consummate the transfer so that she may join her husband at his new station; and applicant purchasers, who are regularly employed, intend to employ two drivers on a part-time basis in addition to driving themselves on their off-duty hours.

After consideration the Commission finds that the proposed transfer would not be adverse to the public interest and the evidence of indebtedness hereinafter authorized is reasonably required for the purposes specified herein and such purposes are not, in whole or in part, reasonably chargeable to operating expenses or to income. 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 December 1, 1965, Jack Easley (seller) may sell and transfer, and Jack Sims, Doyle Sims and Edwin Ferguson (purchasers) 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 purchasers 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. Applicants shall amend or reissue the tariffs and timetables on file with the Commission, naming rates, rules and regulations governing the common carrier operations herein to show that seller has withdrawn or canceled, and purchasers have adopted or established, as their own, said rates, rules and regulations. The tariff and timetable filings shall be made effective not earlier than ten days after the effective date of this order on not less than ten days' notice to the Commission and the public, and the effective date of the tariff and timetable filings shall be concurrent with the consummation of the transfer herein authorized. The tariff and timetable filings made pursuant to this order shall comply in all respects with the regulations governing the construction and filing of tariffs and timetables set forth in the Commission's General Orders Nos. 79 and 98.

4. On or before the end of the third month after the consummation of the transfer as herein authorized, purchasers 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.

5. After the effective date hereof applicant purchasers may issue evidence of indebtedness not to exceed \$4,125.

6. The authority herein granted to issue a note will become effective when applicant has paid the fee prescribed by

Section 1904(b) of the Public Utilities Code, which fee is \$25.
In other respects the effective date of this order shall be the
date hereof.

Dated at San Francisco, California, this 9th
day of MARCH, 1965.

Frederick C. Hilschoff
President

George L. Hoover

Augustus

William B. Board
Commissioners

Commissioner Peter E. Mitchell
present but not voting.

