

ORIGINALDecision No. 69198

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 CALIFORNIA TRUCKING SERVICE, INCORPORATED, a corporation, and A. W. HAYS TRUCKING, INC., a corporation, for authority for CALIFORNIA TRUCKING SERVICE, INCORPORATED, to transfer operating rights to A. W. HAYS TRUCKING, INC.

Application No. 47448
 (Filed March 29, 1965)

O P I N I O N

California Trucking Service, Incorporated, requests authority to sell and transfer and A. W. Hays Trucking, Inc. requests authority to purchase and acquire certain operating authority.

The certificate authorizes operations as a cement carrier to and within forty-four counties within the State of California. The authority is prescriptive in nature and was described by Resolution 13825, Sub. 55, dated June 23, 1964. The agreed cash consideration is \$6,000.

Applicant buyer is presently authorized to operate as a cement carrier to and within the Counties of Butte, Placer, Sacramento, Solano and Yolo. As of December 31, 1964, applicant buyer indicated a net worth in the amount of \$788,935.17.

To avoid duplication, the operative rights of both applicants will be revoked and a new certificate will be issued applicant buyer. The Commission finds that public convenience and necessity require the granting of said certificate.

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

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

O R D E R

IT IS ORDERED that:

1. On or before November 15, 1965, California Trucking Service, Incorporated, may sell and transfer, and A. W. Hays 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, A. W. Hays 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. A. W. Hays 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 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. 117.

4. On or before the end of the third month after the consummation of the transfer as herein authorized, A. W. Hays Trucking, Inc. shall cause to be filed with the Commission, in such form as the Commission 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. A certificate of public convenience and necessity is hereby granted to A. W. Hays Trucking, Inc. authorizing it to operate as a cement carrier, as defined in Section 214.1 of the Public Utilities Code, between the points more specifically set forth in Appendix A attached hereto and hereby made a part hereof.

6. Concurrently with the tariff filings made in compliance with ordering paragraph 3 hereof, the operating authority granted to California Trucking Service, Incorporated, by Resolution No. 13825, Sub. 55, dated June 23, 1964, and the operating authority granted to A. W. Hays Trucking, Inc. by Resolution No. 13821, Sub. 86, dated June 23, 1964 in Application No. 46364 are hereby revoked.

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

Dated at San Francisco, California, this 8th day of June, 1965.

Fredrick B. Helms
President
George H. Hoover
Commissioners

A. W. Hays Trucking, Inc., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to operate as a cement carrier between the following points:

From any and all points of origin to and within the Counties of Alameda, Butte, Colusa, Contra Costa, Del Norte, Fresno, Glenn, Humboldt, Imperial, Kern, Kings, Lake, Los Angeles, Madera, Marin, Mendocino, Merced, Monterey, Napa, Nevada, Orange, Placer, Riverside, Sacramento, San Benito, San Bernardino, San Francisco, San Joaquin, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Shasta, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Ventura, Yolo and Yuba.

Issued by California Public Utilities Commission.

Decision No. 69198, Application No. 47448.