

ORIGINAL

Decision No. 72746

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the joint application)
of TORNELL FARM SERVICE, INC., a)
California corporation, and GORDON S.)
W. TORNELL, DEWARD C. TORNELL, GOTHARD)
S. TORNELL and EVAR A. TORNELL, as)
co-partners doing business under the)
name of TORNELL FARM SERVICE, a co-)
partnership, for an order authorizing)
TORNELL FARM SERVICE, INC., a corpor-)
ation, to transfer and assign to)
TORNELL FARM SERVICE, a co-partnership,)
the warehouseman prescriptive operative)
right and other assets of the cor-)
poration and for the partnership to)
operate a warehouse business now being)
conducted by said corporation.)
(Public Utilities Commission Code)
Section 851.))

Application No. 46321

ORDER REVOKING WAREHOUSE OPERATIVE RIGHT

By Decision No. 67127, dated April 24, 1964, in this proceeding, Gordon S. W. Tornell, Deward C. Tornell, Gothard S. Tornell and Evar A. Tornell, doing business as Tornell Farm Service (Tornell), were authorized to acquire a prescriptive operative right as a public utility warehouseman for the operation of storage or warehouse floor space at Ripon.¹

Robert N. Blewett, attorney for Tornell, has informed the Commission by letter that all physical facilities of Tornell were condemned, seized and razed by the State Department of Public Works, Division of Highways, under an order of the Superior Court. He states that all property stored by Tornell was moved to other warehouses at Tornell's expense and requests that the operative right be revoked.

¹ The operative right was originally determined by the Commission's order dated August 23, 1960, in Case No. 6883.

In the circumstances, it appears, and the Commission finds, that revocation of the operative right as requested, would not be adverse to the public interest. A public hearing is not necessary. The Commission concludes that the operative right should be revoked and the tariff applicable to the service thereunder should be canceled.

IT IS ORDERED that:

1. The prescriptive operative right as a public utility warehouseman acquired by Gordon S. W. Tornell, Deward C. Tornell, Gothard S. Tornell and Evar A. Tornell by Decision No. 67127 dated April 24, 1964, in Application No. 46321 is hereby revoked.

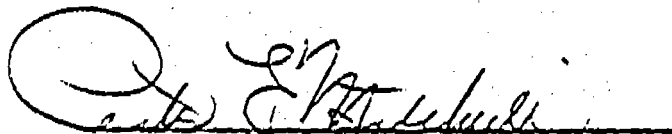
2. Jack L. Dawson, Agent, is hereby authorized and directed to cancel the participation of Gordon S. W. Tornell, Deward C. Tornell, Gothard S. Tornell and Evar A. Tornell, doing business as Tornell Farm Service, from his Warehouse Tariff No. 38, Cal.P.U.C. No. 203, on file with the Commission, such cancellation to be made within ninety days after the effective date of this order on not less than ten days' notice to the Commission and to the public.

The Secretary is directed to cause service of a certified copy of this order to be made upon Gordon S. W. Tornell, Deward C. Tornell, Gothard S. Tornell and Evar A. Tornell, or to mail a certified copy thereof to them at their last known addresses as

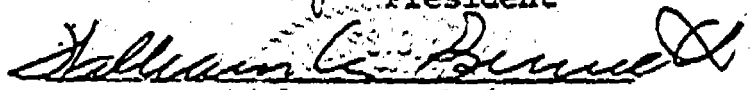
shown in the Commission's records and to mail a copy of this order to Jack L. Dawson, Agent.

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

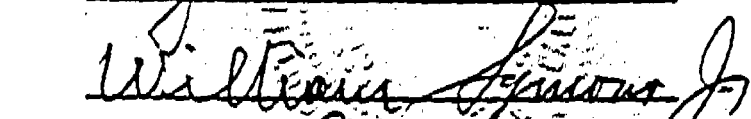
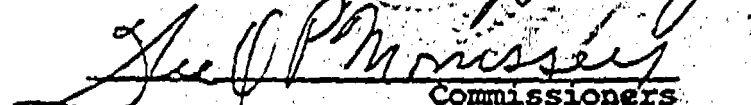
Dated at San Francisco, California, this 11th day of July, 1967.



President



Agent

Commissioners