

Decision No. 73446**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of G.W.A., INC., a corporation, doing business as ALLIED WAREHOUSE COMPANY, to transfer its prescriptive warehouse operative right; of STORECENTER, INC., a corporation, to acquire said operative right and of STORECENTER, INC., to issue capital stock.

Application No. 48980

SUPPLEMENTAL OPINION AND ORDER

Decision No. 71994, dated February 7, 1967, in this proceeding, authorized G.W.A., Incorporated, doing business as Allied Warehouse Company, to transfer to Storecenter, Inc., a corporation, a prescriptive right as a public utility warehouseman for the operation of 8,000 square feet of floor space in Vernon; authorized the latter corporation to issue stock; and authorized the location of the warehouse to be transferred to La Mirada. The time in which to consummate the transfer was later extended to November 30, 1967, by Decision No. 72597, dated June 9, 1967.

By letter dated November 21, 1967 (received herein as Exhibit 1), applicants' attorney informed the Commission that Storecenter, Inc. has been unable to acquire the floor space in La Mirada contemplated to be used at the time of the filing of the application herein, but that it has now acquired approximately 25,000 square feet of usable floor space at 2424 East 28th Street, Vernon. Storecenter, Inc. proposes to use these facilities in its public utility operations, and requests that Decision No. 71994 be amended by reestablishing the location of the warehouse operative

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right at Vernon. By letter dated November 30, 1967 (received herein as Exhibit 2), applicant's counsel stated the stock authorized in Decision No. 71994 was issued November 30, 1967. The transfer of the operative right will be consummated upon the receipt of authority to move the location of the warehouse, but not later than February 14, 1968.

In the circumstances, the Commission finds that transfer of the location of the public utility warehouse operative right from La Mirada would not be adverse to the public interest; that public convenience and necessity require the public utility warehouse operations at Vernon; and that a public hearing is not necessary.

The certificate hereinafter granted shall be subject to the following provision of law:

The Commission shall have no power to authorize the capitalization of this certificate of public convenience and necessity or the right to own, operate, or enjoy such certificate of public convenience and necessity in excess of the amount (exclusive of any tax or annual charge) actually paid to the State as the consideration for the issuance of such certificate of public convenience and necessity or right.

The Commission concludes that applicants' request should be granted.

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Storecenter, Inc., a corporation, as a public utility warehouseman, as defined in Section 239(b) of the Public Utilities Code, for the operation of storage or warehouse floor space as set forth in Appendix A attached hereto and made a part hereof.

2. The certificate of public convenience and necessity granted in paragraph 1 of this order shall supersede the certificate described in Appendix A to Decision No. 71994, which certificate shall be revoked effective concurrently with the effective date of this order.

3. Storecenter, Inc. shall amend or reissue the tariffs on file with the Commission, naming rates and rules governing the warehouse operations herein to show that it has adopted or established, as its own, said rates and rules. The tariff 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. 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. 61-A.

4. In providing service pursuant to the certificate herein granted, Storecenter, Inc., shall comply with and observe the following service regulation:

Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. Applicant is placed on notice that, if it accepts the certificate of public convenience and necessity herein granted, it will be required, among other things, to file annual reports of its operations. Failure to file such reports, in such form and at such time as the Commission may direct, may result in a cancellation of the public utility warehouse operations authorized by this decision.

5. Ordering paragraph 1 of Decision No. 71994 is amended to read:

"1. On or before February 14, 1968, G.W.A., Incorporated, may sell and Storecenter, Inc., may purchase and acquire, the operative right referred to in the application."

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6. Insofar as applicable, ordering paragraphs 4, 5, 6, 7 and 9 of Decision No. 71994, as amended by Decision No. 72597, shall continue in full force and effect. ✓

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

Dated at San Francisco, California, this 5th day of DECEMBER, 1967.

Edwin E. Mitchell
President

William La Bernard

Augustus

William J. Jones

Fred P. Monahan
Commissioners

Storecenter, Inc., a corporation, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to operate as a public utility warehouseman for the operation of storage or warehouse floor space as follows:

<u>Location</u>	<u>Number of Square Feet of Floor Space</u>
Vernon	8,000

(The floor space shown above is exclusive of the expansion permissible under Section 1051 of the Public Utilities Code.)

(End of Appendix A)

Issued by California Public Utilities Commission.

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