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Decision No. 76590

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of QUALITY TRANSPORTATION, a
corporation, to transfer, and
HUSKIE FREIGHTWAYS, INC., a cor-
poration, to acquire a Certificate
of Public Convenience and Neces-
sity and certain intangible
property Pursuant to Sections 851-
853 of the California Public
Utilities Code.

Application No. 51442
(Filed October 22, 1969)

O P I N I O N

Quality Transportation requests authority to sell and trans-fer and Huskie Freightways, Inc., requests authority to purchase and acquire a certificate of public convenience and necessity authorizing operations as a highway common carrier.

The certificate was granted by Decision No. 60397, dated July 12, 1960, in Application No. 41556, and amended by Decision No. 74082 dated May 7, 1968 in Application No. 48547, and authorizes the transportation of general commodities within the Los Angeles area. The rights are also reflected in a certificate of registration issued by the Interstate Commerce Commission in Docket Number 120762 (Sub. No. 1). The agreed cash consideration is \$30,000. A value of \$1,000 is placed upon the certificate herein considered and a value of \$2,500 is placed upon corresponding interstate authority. A value of \$26,500 is placed upon good will.

Applicant purchaser is principally engaged in the transportation of property within the Los Angeles area as a permit carrier. It owns and operates 31 units of equipment and as of June 30, 1969, indicates a net worth in the amount of \$128,356.

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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 May 1, 1970, Quality Transportation may sell and transfer, and Huskie Freightways, 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, Huskie Freightways, 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. Huskie Freightways, Inc. shall amend or reissue the tariffs on file with the Commission, naming rates and rules governing the common carrier 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 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. Failure to comply with and observe the provisions of General Order No. 80-A may result in a cancellation of the operating authority granted by this decision.

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4. On or before the end of the third month after the consummation of the transfer as herein authorized, Huskie Freightways, Inc. shall cause to be filed with the Commission, in such form as the Commission may prescribe, an annual report, or reports, related to the operations of the seller for the period commencing with the first day of the current year to and including the effective date of the transfer.

5. Within thirty days after the transfer herein authorized is consummated, Huskie Freightways, Inc. shall file a written acceptance of the certificate. Huskie Freightways, Inc. is placed on notice that, if it accepts such certificate, it will be required, among other things, to comply with and observe the safety rules of the California Highway Patrol and the insurance requirements of the Commission's General Order No. 100-E.

6. Huskie Freightways, Inc. shall maintain its accounting records on a calendar year basis in conformance with the applicable Uniform System of Accounts or Chart of Accounts as prescribed or adopted by this Commission and shall file with the Commission, on or before March 31 of each year, an annual report of its operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

7. Huskie Freightways, Inc. shall comply with the requirements of the Commission's General Order No. 84-Series for the transportation of collect on delivery shipments. If Huskie Freightways, Inc.

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elects not to transport collect on delivery shipments, it shall make the appropriate tariff filings as required by the General Order.

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

Dated at San Francisco, California, this 23rd day of DECEMBER, 1969.

William J. Lyons, Jr.
President

[Signature]

[Signature]

Yvonne L. Stinger
Commissioners