

ORIGINAL

Decision No. 79679

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of MERCHANTS ICE & COLD STORAGE)
COMPANY, a corporation, for)
authorization to sell shares of)
Treasury stock.)
_____)

Application No. 53100
Filed January 17, 1972

O P I N I O N

Merchants Ice and Cold Storage Company seeks an order of the Commission authorizing it to sell 4,000 shares of its no par value common stock at \$2.50 per share.

Applicant is a California corporation engaged in business as a public utility cold storage warehouseman in San Francisco. At December 31, 1970 it reports total assets amounting to \$1,028,354, offset by common stock equity and liabilities in the respective amounts of \$975,942 and \$52,412.

The company proposes to sell 4,000 shares of its no par value common stock, presently held as treasury shares, to its Executive Vice President at a price of \$2.50 per share. The total purchase price of \$10,000 would be evidenced by a promissory note due without interest three years after its date. When received in the form of cash, applicant would use the \$10,000 for working capital. The application indicates that the price of \$2.50 per share is reasonable in the light of the most recent sales of such stock.

After consideration the Commission finds that: (1) the proposed stock issue is for a proper purpose; (2) the money, property or labor to be procured or paid for by the issue of the

stock herein authorized is reasonably required for the purpose specified herein; and (3) such purpose is not, in whole or in part, reasonably chargeable to operating expenses or to income.

On the basis of the foregoing findings we conclude that the application should be granted. A public hearing is not necessary. The authorization herein granted is for the purpose of this proceeding only and is not to be construed as indicative of amounts to be included in proceedings for the determination of just and reasonable rates.

O R D E R

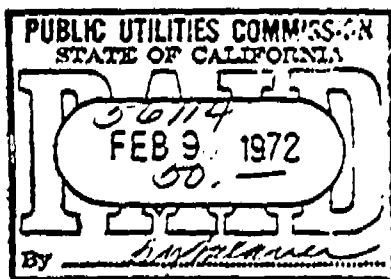
IT IS ORDERED that:

1. Merchants Ice and Cold Storage Company, on or after the effective date hereof and on or before May 31, 1972, in the manner and for the purpose specified in the application, may sell not exceeding 4,000 shares of its no par value common stock presently held as treasury shares.

2. Merchants Ice and Cold Storage Company shall file with the Commission a report, or reports, as required by General Order No. 24-B, which order, insofar as applicable, is hereby made a part of this order.

3. This order shall become effective when Merchants Ice and Cold Storage Company has paid the minimum fee prescribed by Section 1904.1 of the Public Utilities Code, which fee is \$50.

Dated at San Diego, California, this 5th day of FEBRUARY, 1972.



William J. Fenwick, Jr. Chairman
[Signature]
[Signature]
[Signature] Commissioners

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.