

Decision No. 82031

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of SUZY BEL COLD STORAGE
CO. to discontinue operations as a
public utility and to transfer its
property to its parent corporation
by merger therewith.

Application No. 54308
(Filed September 11, 1973)

O P I N I O N

Suzy Bel Cold Storage Co., a corporation, requests authority to discontinue operations as a cold storage public utility warehouseman in the city of Modesto. It intends to merge with Stanislaus Canning Co., a corporation, its parent company. The operative right in issue is prescriptive in nature and is set forth in an order of the Commission dated August 16, 1960 in Case No. 6821.

Applicant was organized and incorporated on May 25, 1956 for the purpose of processing fruits and vegetables by quick freezing methods and to store these products for itself and the public. By Decisions Nos. 53487 and 54082 dated July 31 and November 19, 1956, respectively, in Application No. 38237, the parent company was authorized to transfer its cold storage business to applicant, and applicant was authorized to issue 2,500 shares of its stock, all of which were issued to the transferor. These shares have always been and now are 100 percent of the outstanding shares of applicant.

The application states as follows: Applicant's storage facilities consist of a cement block building of approximately 15,000 square feet located at 12th and C Streets, Modesto; it has no customers other than itself and its parent company; the parent company wishes to obtain the facilities for its own use by merging applicant into itself; and the parent company is not a public utility.

The Commission finds that public convenience and necessity no longer require applicant's service as a public utility warehouseman in the city of Modesto. A public hearing is not necessary. The Commission concludes that the application should be granted.

O R D E R

IT IS ORDERED that:

1. After the effective date hereof, Suzy Bel Cold Storage Co., a corporation, may discontinue operations as a public utility warehouseman in the city of Modesto and the authority set forth in Commission order dated August 16, 1960 in Case No. 6821 is revoked.

2. Within one hundred twenty days after the date hereof and on not less than ten days' notice to the Commission and the public, applicant shall make appropriate tariff filings reflecting the authority herein granted.

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

Dated at San Francisco, California, this 24th
day of OCTOBER, 1973.

Yuman L. Stungen
President
William J. Stungen
William J. Stungen
William J. Stungen
William J. Stungen
Commissioners