

Decision No. 82334

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of THE PACIFIC TELEPHONE
AND TELEGRAPH COMPANY, a corporation,
for authority to sell certain outside
plant facilities (cable, poles and
ducts) in the Garberville exchange of
the Continental Telephone Company of
California.

Application No. 54461
(Filed November 21, 1973)

OPINION AND ORDER

The Pacific Telephone and Telegraph Company (Pacific) requests authorization pursuant to Section 851 of the Public Utilities Code of the State of California authorizing it to sell to Continental Telephone Company of California (Continental) certain outside plant facilities in the Garberville exchange of Continental including 6 poles, 4,010 feet of aerial cable, 2,050 feet of buried cable, 214 feet of underground cable and 25% interest in 214 feet of duct pursuant to terms of the Purchase and Sales Agreement marked Exhibit A.

The agreed consideration is \$14,894, plus applicable sales tax, for said plant and equipment. The application states that the estimated original book cost of said plant is \$15,470, the estimated depreciation reserve is \$2,367, and the estimated net book cost is \$13,103. Property taxes are to be prorated as of the date of the sale.

Pacific states that this is a sale of operating plant without traffic.

Pacific alleges that the consummation of the sale will not impair its ability to serve the public.

The Purchase and Sales Agreement provides that the sale shall be consummated on a date not more than thirty (30) days after the effective date of said order of the Public Utilities Commission of the State of California.

The action taken herein shall not be construed to be a finding of the value of the property herein authorized to be transferred.

The Commission finds that the proposed sale would not be adverse to the public interest. A public hearing is not necessary.

IT IS ORDERED that:

1. The Pacific Telephone and Telegraph Company is authorized to sell and convey to Continental Telephone Company of California the telephone facilities described in the Bill of Sale attached to the application as Exhibit B and to consummate such transaction in accordance with the terms of the Purchase and Sales Agreement attached to the application as Exhibit A.
2. The Pacific Telephone and Telegraph Company shall, upon consummation of this sale, transfer to Continental Telephone Company of California, its pertinent records, memoranda and documents pertaining to the property sold.
3. Seller shall account for the sale of the telephone facilities in accordance with the provisions of Section 31.2-25(g) and buyer shall account for the purchase in accordance with the provisions of Section 31.2-21 of Part 31, Uniform System of Accounts for Class A and Class B Telephone Companies, and, within 60 days after the consummation of the transfer, each shall file a copy of each journal entry used to record the sale or purchase on its books.
4. If the authorization herein granted is exercised, Continental Telephone Company of California shall, within 30 days thereafter, notify this Commission in writing of the date of such completion of the property transfer, and shall file a true copy of the bill of sale or other instrument of transfer.
5. The authority granted herein shall expire one year after the effective date of this order. In the event that applicant does not consummate the transfer of the property under the terms of the Purchase and Sales Agreement attached to the application as Exhibit A, The Pacific Telephone and Telegraph Company shall so notify this Commission in writing.

A. 54461, FG

6. Upon transfer of the property, The Pacific Telephone and Telegraph Company is relieved of any further public utility responsibilities in connection with the transferred property.

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

Dated at San Francisco, California, this 15th
day of JANUARY, 1974

Susan L. Sturgeon
President
William J. Lyons
William J. Lyons
William J. Lyons
William J. Lyons
Commissioners