

ORIGINAL

Decision No. 84475

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

- (1) In the Matter of the Appli- )  
cation of GINO J. PETRUCCI )  
and RAYMOND PETRUCCI, lim- )  
ited partners in VALLEY )  
GRAIN DRIER CO., for order )  
authorizing sale of limited )  
partnership interests in )  
said limited partnership )  
to WILLARD W. PITMAN. )
- (2) In the Matter of Appli- )  
cation of WILLARD W. PITMAN )  
to assume all liabilities )  
of VALLEY GRAIN DRIER CO. )  
and to issue promissory )  
note to GINO J. PETRUCCI )  
and RAYMOND PETRUCCI. )
- (3) In the Matter of the Appli- )  
cation of WILLARD W. PITMAN )  
to transfer certain assets )  
to VALLEY GRAIN DRIER, INC., )  
a corporation, together )  
with operating rights. )
- (4) In the Matter of the Appli- )  
cation of VALLEY GRAIN )  
DRIER, INC., a corporation, )  
to acquire operating rights, )  
and assets to be transferred )  
to it by WILLARD W. PITMAN, )  
and for authority to issue )  
shares, and to assume lia- )  
bilities of WILLARD W. )  
PITMAN. )
- (5) In the Matter of the Appli- )  
cation of VALLEY GRAIN )  
DRIER, INC., a corporation, )  
for an order authorizing it )  
to borrow money and encum- )  
ber public utility property.)

Application No. 45585

ORDER REVOKING WAREHOUSE OPERATIVE RIGHT

Valley Grain Drier, Inc., a corporation, possesses a prescriptive operative right as a public utility warehouseman for the operation of storage or warehouse floor space in Berenda in Madera County.

Willard Pitman, president of the corporation, has informed the Commission by letter that the utility commenced operations on October 6, 1969, as a bonded warehouse under License No. 3-4952 issued by the United States Department of Agriculture pursuant to the United States Warehouse Act. He states that the corporation has not engaged in the public storage business since June 22, 1970, and requests that the operative right be revoked.

In the circumstances, the Commission finds that revocation of the prescriptive operative right, as requested, would not be adverse to the public interest. A public hearing is not necessary. The Commission concludes that the operative right should be revoked and the tariff applicable to the services thereunder should be canceled.

IT IS ORDERED that:

1. The prescriptive operative right as a public utility warehouseman acquired by Valley Grain Drier, Inc., a corporation, by Decision No. 65889 dated August 20, 1963, in Application No. 45585, is hereby revoked.

2. Jack L. Dawson, Agent, is hereby directed to cancel Valley Grain Drier, Inc., Warehouse Tariff No. 1, Cal.P.U.C. No. 1, on file with the Commission, such cancellation to be made within 90 days after the effective date of this order and on not less than ten days' notice to the Commission and to the public.

The Secretary is directed to cause service of a certified copy of this order to be made upon Valley Grain Drier, Inc., or to

mail a certified copy thereof to it at its last known address as shown in the Commission's records and to mail a copy of this order to Jack L. Dawson, Agent.

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

Dated at San Francisco, California, this 28<sup>th</sup> day of May, 1975.

President

William Seymour  
Donald  
Leonard

Commissioners

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner Robert Batinevich, being necessarily absent, did not participate in the disposition of this proceeding.