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**ORIGINAL**

Decision No. \_\_\_\_\_

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

In the matter of the application of NOVO CORPORATION for a disclaimer of jurisdiction over the acquisition by Novo Corporation of the outstanding stock of Mark IV Air Freight, Inc., or in the alternative, for an order authorizing such acquisition.

Application No. 55191  
(Filed September 19, 1974)

O P I N I O N

Applicant, Novo Corporation, is engaged in interstate air-freight forwarding and California intrastate freight forwarding operations through a wholly owned subsidiary, Novo Airfreight Corporation. By its order 74-6-99 in Docket 26757, dated June 21, 1974, the Civil Aeronautics Board authorized applicant to acquire all of the outstanding stock of Mark IV Air Freight, Inc. (Mark IV), an interstate and international airfreight forwarder, which also holds authority as a freight forwarder in California intrastate commerce. The Civil Aeronautics Board revoked all operating authorizations held by Mark IV by its order 74-7-65, dated July 16, 1974.

By this application, applicant requests an order disclaiming jurisdiction over the acquisition of the outstanding stock of Mark IV, or, if jurisdiction is claimed, issue an order, ex parte, authorizing the acquisition of such stock.

In a letter dated March 5, 1975, applicant advised that it does not intend to continue Mark IV's intrastate operations, nor are Mark IV's operating properties and operating rights to be transferred to Novo Airfreight Corporation. Applicant is interested solely in Mark IV's interstate and international operations. Applicant's statements leave the single issue of the intended abandonment of Mark IV's California freight forwarding operation to be resolved.

The application was duly noticed in the Commission's Daily Calendar of September 23, 1974. No protests or requests for public hearing have been received.

After consideration the Commission finds that Novo Corporation has in fact acquired the outstanding stock of Mark IV; that the Civil Aeronautics Board has revoked the operating authorization of Mark IV; that Novo Corporation does not intend to continue the California freight forwarding operations of Mark IV; and that public convenience and necessity no longer require the freight forwarding service of Mark IV.

In the order that follows the certificate of public convenience and necessity held by Mark IV will be canceled. After cancellation there is nothing left on which we can act. A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. On the effective date of this order the certificate of public convenience and necessity issued to Mark IV Air Freight, Inc., pursuant to Decision No. 74428 dated July 23, 1968 in Application No. 50069, as amended by Decision No. 79177 dated September 28, 1971, is canceled.

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2. In all other respects the application is denied.

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

Dated at San Francisco, California, this 10th day of JUNE, 1975.

Vernon L. Sturgeon  
President  
William J. Squire  
Donald W. Ross  
Robert C. Fennell  
Commissioners