

Decision No. 84780**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)  
of: )(a) RONALD RICHARDSON, doing )  
business as S & L WAREHOUSE, )  
to purchase, and LAW WAREHOUSE, )  
INC., a corporation, to sell )  
public utility warehouse certi- )  
ficate of public convenience and )  
necessity, pursuant to Section )  
851 and 1052 of the California )  
Public Utilities Code; and upon )  
approval thereof, )Application No. 55748  
(Filed June 17, 1975)(b) To operate as a public )  
warehouseman at Commerce, Cali- )  
fornia; and )(d) For authorization to cease )  
operations at Santa Fe Springs, )  
California. )OPINION AND ORDER

Law Warehouse, Inc., a California corporation, operates as a public utility warehouseman at Santa Fe Springs pursuant to a certificate of public convenience and necessity granted by Decision No. 82842, dated May 7, 1974, in Application No. 54810. By this application, it seeks authority to sell, and Ronald Richardson, doing business as S & L Warehouse (S & L), to purchase the aforementioned certificate. Authority is also sought to discontinue warehouse operations at Santa Fe Springs and establish warehouse operations at the City of Commerce.

According to the application, the principals of S & L have had considerable experience in the field of private warehousing operations and for-hire motor truck operations in the State of California. It is alleged that Ronald Richardson has available to him under long-term lease certain real property in the City of Commerce, including two warehouse buildings encompassing 55,000 square feet of storage space. Applicants aver that all requisite expense-free arrangements have been made with the storers at Santa Fe Springs who desire to transfer their merchandise and none of the storers has any objection to the discontinuance of warehouse operations at that location. The cash consideration is \$15,000. Applicant purchaser possesses the financial resources to initiate and maintain the proposed service.

A copy of the application was mailed to Los Angeles Warehousemen's Conference. The application was listed on the Commission's Daily Calendar of June 23, 1975. No objection to the granting of the application has been received.

After consideration, the Commission finds that:

1. Public convenience and necessity no longer require regular warehouse facilities at the location of the warehouse of Law Warehouse, Inc., in Santa Fe Springs.
2. Public convenience and necessity require additional warehouse facilities in the City of Commerce.
3. The proposed transfer would not be adverse to the public interest.
4. With reasonable certainty, the project will not have a significant effect on the environment.
5. A public hearing is not necessary.
6. The order which follows will provide for, in event the transfer is completed, revocation of the certificate held by Law Warehouse, Inc., and the issuance of a certificate in appendix form to Ronald Richardson.

The Commission concludes that the application should be granted.

The authorization granted shall not be construed as a finding of the value of the right authorized to be transferred.

Ronald Richardson is placed on notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate fixing for any amount of money in excess of that originally paid to the State as the consideration for the grant of such rights. Aside from their purely permissive aspect, such rights extend to the holder a full or partial monopoly of a class of business. This monopoly feature may be modified or cancelled at any time by the State, which is not in any respect limited as to the number of rights which may be given.

IT IS ORDERED that:

1. On or before January 1, 1976, Law Warehouse, Inc., a corporation may sell and transfer the operative right referred to in the application to Ronald Richardson.
2. Within thirty days after the transfer, the purchaser shall file with the Commission written acceptance of the certificate and a true copy of the bill of sale or other instrument of transfer.
3. Purchaser shall amend or reissue the tariffs on file with the Commission, naming rates and rules governing the warehouse operations transferred to show that he has adopted or established as his own, such rates and rules. The tariff filings shall be made effective not earlier than five days after the effective date of this order on not less than five days' notice to the Commission and the public, and the effective date of the tariff filings shall be concurrent with the transfer. The tariff filings made pursuant to this order shall comply in all respects with the regulations governing the construction and filing of tariffs set

forth in the Commission's General Order No. 61-Series . Failure to comply with the provisions of General Order No. 61-Series may result in a cancellation of the operating authority granted by this decision.

4. On or before the end of the third month after the transfer the purchaser shall cause to be filed with the Commission, in such form as the Commission may prescribe, an annual report, or reports, related to the operations of the seller for the period commencing with the first day of the current year to and including the effective date of the transfer.

5. In the event the transfer authorized in paragraph 1 is completed, effective concurrently with the effective date of the tariff filings required by paragraph 3, a certificate of public convenience and necessity is granted to Ronald Richardson authorizing him to operate as public utility warehouseman, as defined in Section 239(b) of the Public Utilities Code, for the operation of storage or warehouse floor space set forth in Appendix A, attached hereto and made a part hereof.

6. The certificate of public convenience and necessity granted by Decision No. 82842 is revoked effective concurrently with the effective date of the tariff filings required by paragraph 3.

7. Purchaser shall maintain his accounting records in conformance with any applicable Uniform System of Accounts or Chart of Accounts as prescribed or adopted by this Commission and each year shall file with the Commission an annual report of his operations in such form, content and number of copies as the Commission, from time to time, shall prescribe.



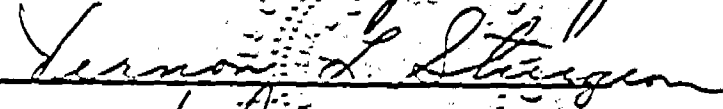
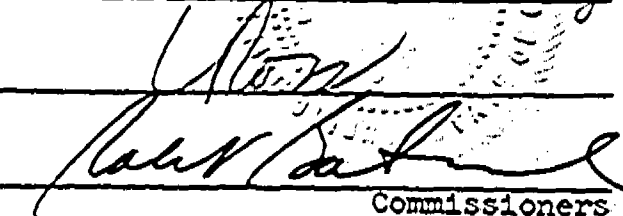
8. Applicant seller shall, at the direction of the owner of any property in storage at the Santa Fe Springs location, transport such property to the new facility or any available public utility warehouse in the vicinity of the Santa Fe Springs location at the ex-

pense of applicant seller and at no expense or risk to the owner of the property transported.

The Secretary is directed to cause service of certified copies of the order to be made upon Law Warehouse, Inc., and Ronald Richardson, or to mail certified copies thereof to them at their last known addresses as shown in the Commission's records and to mail a copy of this order to Western Motor Tariff Bureau, Inc.

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

Dated at San Francisco, California, this 12th day of August, 1975.

  
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President  
  
  
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Commissioners

Ronald Richardson, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to operate as a public utility warehouseman as defined in Section 239(b) of the Public Utilities Code for the operation of storage or warehouse floor space as follows:

<u>Location</u>	<u>Number of Square Feet of Floor Space</u>
City of Commerce	55,000

(The floor space shown above is exclusive of the expansion permissible under Section 1051 of the Public Utilities Code.)

(END OF APPENDIX A)

Issued by California Public Utilities Commission.

Decision No. 84780, Application No. 55748.