

Decision No. 85728

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)  
 of DEWEY C. WILSON, for )  
 authority to control D & I )  
 DELIVERY SERVICE CO., a corpora- )  
 tion. )

Application No. 56162  
 (Filed December 29, 1975)

O P I N I O N

Dewey C. Wilson seeks authority to control D & I Delivery Service Co., a California corporation.

D & I Delivery Service Co., operates as a highway common carrier pursuant to a certificate of public convenience and necessity issued by Decision 85192, dated December 2, 1975, in Application 55802. It also holds highway carrier permits issued by this Commission.

Prior to August 6, 1975, applicant and a Carl E. Peterson owned, in equal shares, all of the issued and outstanding shares of capital stock of the carrier corporation. On or about August 6, 1975, said individuals entered into a Stock Redemption Agreement (Exhibit "B" to the application) which in effect provided that the corporation would redeem the stock then held by Mr. Peterson, thereby leaving applicant, Dewey C. Wilson, as the sole remaining shareholder.

Applicant Wilson had allegedly been intimately and actively engaged in the affairs of the carrier since its inception and is thoroughly familiar and experienced in this particular type of transportation. Thus he has the necessary experience and resources to conduct the operations of the carrier and seeks herein formal approval of this Commission of his acquisition of control of said motor carrier.

A copy of the application has allegedly been sent to California Trucking Association and notice of the filing of the application was made in the Commission Daily Calendar of December 31, 1975. No protests to the application have been received.

After consideration, the Commission finds that control of D & I Delivery Service Co., by Dewey C. Wilson would not be adverse to the public interest.

The Commission concludes that the acquisition of control of D & I Delivery Service Co., as requested in the application, should be authorized. A public hearing is not necessary. The action taken herein shall not be construed as a finding of value of the capital stock of D & I Delivery Service Co.

O R D E R

IT IS ORDERED that:

1. Dewey C. Wilson may control D & I Delivery Service Co., a California corporation.

2. Within ninety days after the date hereof, Dewey C. Wilson and D & I Delivery Service Co., shall file reports informing the Commission whether or not the control authorized has been completed.

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

Dated at San Francisco, California, this 20<sup>th</sup> day of April, 1976.

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President  
*William J. ...*  
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Commissioners  
*Robert Bateman*