

Decision 88 11 008

NOV 9 1988

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, ^{mailed}

In the Matter of the Application of)
 Joseph and Mary Louise Matteucci,)
 transferors, and Gerald Matteucci,)
 transferee, for authority pursuant)
 to Section 854 of the Public)
 Utilities Code, to transfer 49%)
 of the stock of Cal-Northwest)
 Trucking, Inc.)

Application 88-08-010
 (Filed August 4, 1988)

NOV 10 1988

OPINION

Cal-Northwest Trucking, Inc. (Cal-Northwest), a California corporation, operates as a highway common carrier. The certificate was issued in File No. T-147,240.

Joseph and Mary Louise Matteucci, parents of Gerald Matteucci, own all of the 100 shares of outstanding capital stock of Cal-Northwest. Joseph Matteucci is the sole officer and director of Cal-Northwest. Joseph and Mary Louise Matteucci desire to give to their son Gerald Matteucci 49 of their shares of the capital stock of Cal-Northwest because Joseph Matteucci is in failing health and unable to continue expending the substantial time and energy that he has heretofore devoted to the business. They also desire to have their son Gerald assume primary management responsibility of the business. Gerald Matteucci wishes to acquire the stock and assume the management responsibility.

The application states that Gerald Matteucci has been engaged in various aspects of the transportation business for over 20 years. He began working as a truck driver for Delta Lines in 1964 and continued in that position until 1971. At that time he became employed by Cal-Northwest's predecessor, California Freight Expeditors, Inc., and for the next 12 years he performed a variety of functions for that carrier including driving, dispatching,

rating, sales, and management. From 1983 to 1987, he worked for Fleming Foods, a large shipper, as supervisor and ultimately transportation manager at its Fremont, California plant, where he was responsible for that company's fleet as well as its use of for hire carriers. In carrying out these responsibilities he became involved in labor negotiations, equipment purchasing, regulatory matters, routing, and numerous other aspects of transportation. Presently Gerald Matteucci is employed as manager of Cal-Northwest.

If this application is approved, Gerald Matteucci will become president of Cal-Northwest and Joseph Matteucci will become its secretary-treasurer.

Notice of the filing of the application appeared in the Commission's Daily Calendar and Daily Transportation Calendar of August 9, 1988 and August 10, 1988 respectively. No protests to the application have been received.

Findings of Fact

1. Cal-Northwest is a highway common carrier.
2. The stock of Cal-Northwest is owned 100% by Joseph and Mary Louise Matteucci.
3. Joseph and Mary Louise Matteucci desire to give 49% of their stock in Cal-Northwest to their son Gerald Matteucci.
4. The reason for the stock transfer is that Joseph Matteucci is in failing health and therefore unable to devote the necessary time to the business of Cal-Northwest.
5. The proposed transfer of stock is not adverse to the public interest.
6. A public hearing is not necessary.

Conclusion of Law

The application should be granted.

ORDER

IT IS ORDERED that:

1. Joseph and Mary Louise Matteucci may transfer 49% of the stock of Cal-Northwest Trucking, Inc. to Gerald Matteucci.
2. Written notice of the transfer shall be filed with the Commission's Transportation Division within 15 days after the transfer has been consummated.
3. The authority granted in Ordering Paragraph 1 shall expire unless it is exercised before November 30, 1988.

This order is effective today.

Dated NOV 9 1988, at San Francisco, California.

STANLEY W. HULETT
President

DONALD VIAL
FREDERICK R. DUDA
C. MITCHELL WILK
JOHN B. OHANIAN
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.

Victor Weiner
Victor Weiner, Executive Director