

Decision 92 03 054

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In Re Joint Application of PacTel Paging  
of California (U-2111-C), a California  
corporation, and Tadlock's Communica-  
tions, Inc. (U-2059-C), a California  
corporation, for authority to transfer  
certain utility assets from Tadlock's  
Communications, Inc. to PacTel Paging  
of California pursuant to Public  
Utilities Code Section 851 et seq.

ORIGINAL

Application 92-01-065  
(Filed January 28, 1992)

O P I N I O N

By this application Tadlock's Communications, Inc. (Tadlock's) seeks authority to sell and PacTel Paging of California (PacTel Paging) seeks authority to acquire two 152.060 megahertz (MHz) base facilities located on Bald Mountain near Guinda, California and at 1230 N Street in Sacramento, California.

Notice of this application appeared in the Commission's Daily Calendar of February 6, 1992. No protests were received; therefore, a public hearing is not necessary.

Tadlock's is a certificated radiotelephone utility with its principal place of business at 26 Main Street, Woodland, California. Tadlock's provides radiotelephone utility service primarily in the greater Sacramento area.

PacTel Paging is also a certificated radiotelephone utility with its principal place of business at 2181 W. Winton Avenue, Hayward, California. PacTel Paging provides radiotelephone utility service throughout California, particularly in the Los Angeles, San Francisco, and Sacramento metropolitan areas.

Tadlock's has agreed to sell to PacTel Paging the two 152.060 MHz base station facilities for \$50,000. PacTel Paging and Tadlock's have entered into the proposed transaction to better serve the public interest. Currently, the subscribers of PacTel

Paging and Tadlock's systems receive local coverage on the 152.060 MHz channel, but are unable to receive wide area coverage. The proposed transaction will allow both utilities to offer such wide area service. Under the sales agreement, Tadlock's will be able to resell service to its subscribers needing wide area coverage over PacTel Paging's entire Northern California system, including the 150.060 MHz channel being sold to PacTel Paging.

Tadlock's customers currently receiving service via the 152.060 MHz frequency will experience no interruption in service upon the transfer of the two base facilities to PacTel Paging. These customers will be provided service via another frequency currently licensed to and operated by Tadlock's.

Applicants do not propose any new construction. Therefore, it can be seen with certainty that the grant of this application will not have any significant impact on the environment.

Pursuant to Ordering Paragraph 1 of Decision 87-10-035, this application should be approved by the Executive Director on an expedited basis because this application is noncontroversial and because PacTel Paging and Tadlock's are nondominant radiotelephone utilities. The ordering paragraph provides in part that:

"...the Executive Director [may] grant noncontroversial applications by nondominant telecommunications carriers and radiotelephone utilities for authority to transfer assets or control under §§ 851-855 of the PU Code."

#### Findings of Fact

1. Tadlock's proposes to sell to PacTel Paging two radiotelephone base facilities.
2. No protests to the application have been filed.
3. It can be seen with certainty that the proposed transfer will not have an adverse impact on the environment.
4. Public convenience and necessity require the granting of this application to be effective on the date signed.

5. The Executive Director may grant noncontroversial applications by nondominant telecommunications carriers for authority to transfer assets or control under §§ 851-855 of the PU Code.

Conclusion of Law

The application should be granted and effective upon the date signed.

This authority is not a finding of the value of the rights and property to be transferred.

O R D E R

IT IS ORDERED that:

1. On or after the effective date of this order Tadlock's Communications, Inc. (Tadlock's) may sell and PacTel Paging of California (PacTel Paging) may acquire the following 152.060 megahertz base station facilities:

- a. Bald Mountain, approximately 5 miles southeast of Guinda.  
(Lat. 38° 47' 16" N; Long. 122° 06' 50" W)
- b. 1230 North Street, Sacramento.  
(Lat. 38° 34' 29" N; Long. 121° 29' 26" W)

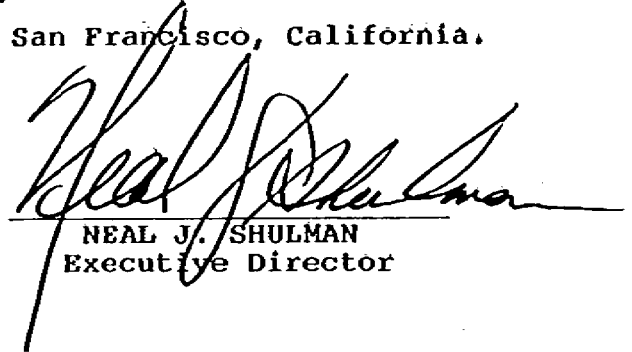
2. Tadlock's and PacTel Paging shall revise their filed tariffs to reflect the sale and transfer of base station facilities identified in Ordering Paragraph 1 within 30 days after the transfer has been completed.

3. Tadlock's shall file with the Commission's Docket Office for inclusion in the formal file of Application 92-01-065 written notice that the authorized change in control of the base station facilities identified in Ordering Paragraph 1 has been completed.

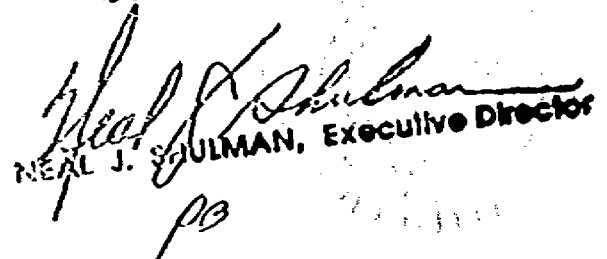
4. The authority granted in Ordering Paragraph 1 shall expire if not exercised within 12 months after the effective date of this order.

This order is effective today.

Dated MAR 13 1992, at San Francisco, California.

  
NEAL J. SHULMAN  
Executive Director

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

  
NEAL J. SHULMAN, Executive Director  
PB