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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of) Lena Ann Cerciello and Barbara Ann) Ryan for authority to control) TESKEY TRANSPORTATION COMPANY.)

Application 82-03-80 (Filed March 24, 1982)

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Lena Ann Cerciello and Barbara Ann Ryan (transferees) seek Commission authority under Public Utilities Code §§ 854 and 3551 to acquire control of Teskey Transportation Company (Teskey), a California corporation, from Carmen Cerciello and J. K. Ryan (transferors) through the transfer of all outstanding capital stock.

Teskey is a highway common carrier under File No. T-80,521 authorized to transport general commodities, with limited exceptions, within the State of California. Teskey also operates under highway contract and heavy-specialized carrier permits.

The application states that there are 5,000 outstanding shares of Teskey's stock having a par value of \$5,000. Total stockholders' equity at November 30, 1981 is shown to be \$79,098. These shares are to be transferred in consideration of the sum of \$100. Transferors are alleged to desire to retire from management of Teskey in favor of transferees.

Notice of the filing of the application appeared on the Commission's Daily Calendar of March 25, 1982. A copy of the application was mailed to the California Trucking Association. No protests have been received. Applicants request relief from the provisions of the Commission's Rules of Practice and Procedure which require wide distribution of the application.

Neither transferors nor Teskey is a party to any through routes with any other carrier.

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Findings of Fact

1. The proposed transfer of control is not adverse to the public interest.

2. Transferees have the financial resources and experience to successfully provide the certificated services.

3. A public hearing is not required. Conclusions of Law

1. The application, including the request for relief from the provisions of Rule 37(a) of the Commission's Rules of Practice and Procedure, should be granted as set forth in the following order.

2. The action taken shall not be construed as a finding of value of the capital stock of Teskey.

ORDER

IT IS ORDERED that:

1. Lena Ann Cerciello and Barbara Ann Ryan may control Teskey Transportation Company under the terms and conditions set forth in the application.

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2. Applicants' request for relief from the provisions of Rule 37(a) of the Commission's Rules of Practice and Procedure is granted.

This order becomes effective 30 days from today. Dated <u>JUL 71982</u>, at San Francisco, California.

> RICHARD D. GRAVELLE LEONARD M. CRIMES, JR. VICTOR CALVO PRISCILLA C. CREW Commissioners

Commissioner John E. Bryson, being recessarily absent, did not participate.

I CERTIFY THAT THIS DECISION WAS APPROVED BY THE ABOVE COMMISSIONERS TODAY. Joseph E. Bodovic Exec ive Di