

ORIGINAL

Decision 83 05 076 MAY 18 1983

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Lavaun Emmrich to acquire)	
control of Theatre)	Application 83-03-57
Transit Co., a corporation.)	(Filed March 21, 1983)
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O P I N I O N

In this application Lavaun Emmrich, president, secretary, director, and sole shareholder of Theatre Transit Co., a California corporation, seeks authority under Public Utilities (PU) Code Section 854 to control Theatre Transit Co. That company operates statewide as a highway carrier of general commodities, including motion picture films, flowers, and computer forms. It holds a prescriptive highway common carrier operative right granted by Decision 66410 in Application 45655, another certificate issued under PU Code Section 1063.5 (GC-1761), and a highway contract carrier permit (T-74598).

In support of this request, the application alleges that Lavaun Emmrich is the surviving spouse of Alfred R. Emmrich, who died May 14, 1982. Alfred R. Emmrich was a joint tenant with respect to issued securities of the corporation. All stock in the corporation has been reissued to Lavaun Emmrich as surviving spouse and surviving joint tenant of Alfred R. Emmrich.

Notice of the filing of this application appeared on the Commission's Daily Transportation Calendar of March 29, 1983. There are no protests or requests for public hearing.

Findings of Fact

1. All issued common stock of Theatre Transit Co. is owned by Lavaun Emmrich, as surviving spouse and surviving joint tenant of Alfred R. Emmrich.

2. Exercise of control of Theatre Transit Co. by Lavaun Emmrich will not be adverse to the public interest.
3. A public hearing is not necessary.
4. As there is no known opposition to the application, the order should become effective on the date of issuance.

Conclusion of Law

The application should be granted.

O R D E R

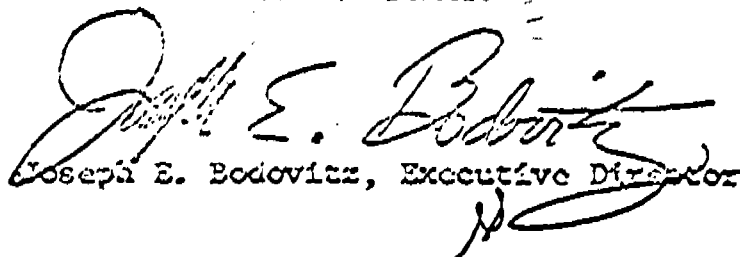
IT IS ORDERED that on and after the effective date of this order Lavaun Emmrich may exercise control of Theatre Transit Co., a California corporation, operating as a highway carrier.

This order is effective today.

Dated MAY 18 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
FRANCILLA C. GREEN
DONALD VIAL
Commissioners

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


Joseph E. Bodovitz, Executive Director