

Decision 83 11 103 NOV 30 1983**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of JIMMIE RAY DERICHSWEILER)
aka JIMMIE DERICHSWEILER, for)
authority pursuant to Section 854 of)
the California Public Utilities Code)
to acquire control of BOLIN TRUCKING,)
INC., a California Corp.)

Application 83-09-54
(Filed September 19, 1983)

O P I N I O N

This is an application in which Jimmie Ray Derichsweiler seeks authority to acquire control of Bolin Trucking, Inc. (Bolin), a California corporation.

Notice of the filing of the application appeared in the Commission's Daily Calendar on September 23, 1983. There are no protests.

The Commission makes the following findings and conclusions.

Findings of Fact

1. A public hearing is not necessary in this matter.
2. Bolin holds the following operating authority issued by the Commission (File 134,532):
 - a. Highway common carrier certificate.
 - b. Highway contract carrier permit.
 - c. Agricultural carrier permit.
3. Bolin has 650 shares of common stock outstanding, all of which are owned by Thomas J. Bolin.
4. Derichsweiler has been operating the business of Bolin as its principal manager since 1980.
5. As of August 31, 1983 Derichsweiler had an excess of assets over liabilities of \$27,307 on a cost basis and \$133,307 on an estimated value basis.
6. Thomas J. Bolin presently resides outside of California and wishes to sell his stock in Bolin.

7. On August 18, 1981, Derichsweiler and Thomas J. Bolin entered into an option agreement which is attached to the application as Exhibit B. The agreement provides that Derichsweiler may purchase all of Bolin's common stock for \$65,000. Derichsweiler seeks authority, in this proceeding, to exercise the option and assume control of Bolin.

8. The proposed acquisition of control of Bolin by Derichsweiler is not adverse to the public interest.

9. It can be seen with certainty that there is no possibility that a granting of this application may have a significant effect on the environment.

10. Since the order only affects the parties to it it should be made effective on the date of issuance.

Conclusion of Law

The application should be granted.

O R D E R

IT IS ORDERED that:

1. Jimmie Ray Derichsweiler is authorized to acquire, by purchase of common stock, 100% control of the shares of Bolin Trucking, Inc., a California corporation, in accordance with the terms set forth in the application. Applicant shall file written notice of the acquisition of control with the Transportation Division within 15 days after the purchase of the shares has been made.

2. The authority granted in Ordering Paragraph 1 shall expire unless it is exercised before July 30, 1984.

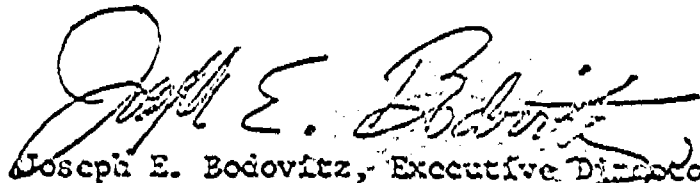
This order is effective today.

Dated NOV 30 1983, at San Francisco,
California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
PRISCILLA C. CREW
WILLIAM T. SAGLEY
Commissioners

Commissioner Donald Vial, being
necessarily absent, did not
participate.

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


Joseph E. Bodovitz, Executive Director