

ORIGINAL

Decision No. 87292

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of ARNO W. MUELLER to acquire)	Application No. 56793
control of MUELLER TRUCK CO.)	Filed October 4, 1976

O P I N I O N

Pursuant to Section 854 of the Public Utilities Code Arno W. Mueller seeks authority to control Mueller Truck Co., a California corporation, by acquisition of 50% of the corporation's issued and outstanding \$1.00 par value per share capital stock which will give him 100% equity ownership. A total of 35,000 shares is to be purchased from James P. Witherow for \$85,000.00 in cash. The stock will be held by the corporation as treasury shares.

Mueller Truck Co. holds a certificate of public convenience and necessity authorizing operations as a highway common carrier granted by Decision 83230 dated August 6, 1974 in Application 54935, as amended. It also holds highway carrier permits issued by this Commission.

Arno W. Mueller is the President and General Manager of Mueller Truck Co. and has been active in its operations on an operational and policy making basis since its inception.

A copy of the application has been sent to the California Trucking Association and notice of filing of the application was made in the Commission's Daily Calendar on October 5, 1976. No protests to the application have been received.

After consideration, the Commission finds that control of Mueller Truck Co. by Arno W. Mueller would not be adverse to the public interest. The Commission further finds that the effective

date of this order should be the day on which it is signed since there is no known opposition and no reason to delay authorizing the authority sought.

The Commission concludes that the acquisition of control of Mueller Truck Co. as requested in the application should be authorized. A public hearing is not necessary. The action taken herein shall not be construed as a finding of value of the capital stock of Mueller Truck Co.

O R D E R

IT IS ORDERED that:

1. Arno W. Mueller may control Mueller Truck Co., a California corporation.

2. Within ninety days after the date hereof, Arno W. Mueller and Mueller Truck Co., shall file reports informing the Commission whether or not the control authorized has been completed.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 3rd day of May, 1977.

Robert Bateman

President

William J. Agnew, Jr.

Vernon L. Sturgeon

Richard P. Gravelle

Commissioners