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Decision No. 90709 AUG 28 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Ex Parte Application of RADIO)
 DISPATCH CORP. for authorization)
 to purchase stock of RADIO)
 DISPATCH CORP., a public utility)
 organized and doing business in)
 California, from Richard A. Howard.)
 _____)

Application No. 58933
(Filed June 11, 1979)

O P I N I O N

By this application Radio Dispatch Corp. requests authority to purchase fifty percent of its own issued and outstanding stock currently held by Richard A. Howard.

Radio Dispatch Corp. requests authority pursuant to Sections 852 and 854 of the Public Utilities Code. Notice of the filing of the application appeared on the Commission Daily Calendar of June 13, 1979.

Radio Dispatch Corp. is a radiotelephone utility subject to the jurisdiction of this Commission. The utility provides two-way mobile and one-way paging radiotelephone service to the public in portions of the Counties of Los Angeles, Riverside and San Bernardino, pursuant to authority granted in Decision No. 62156, dated June 20, 1961, as amended, and Federal Communications Commission File 750-C2-R-66. The company's annual report to the Commission for the year ended December 31, 1978 indicates that the utility had operating revenues and net income of \$211,500 and \$47,304, respectively.

The application indicates that the proposed transaction would resolve a dispute and disagreement over the management and control of Radio Dispatch Corp. Edward Konjoyan, as the remaining stockholder would acquire control of the utility.

The amount of consideration to be paid for the shares held by Richard A. Howard of \$104,373 was established in a proceeding before the Los Angeles County Superior Court in Case No. EAC 26846. The grant of authority requested in this application will resolve the dispute and Radio Dispatch Corp. can continue to operate and serve the public interest.

The sum of \$104,373 will be paid by the utility to Richard A. Howard in a single cash payment. According to a letter from applicant's attorney, it will be comprised of \$50,000 in cash, presently available from the assets of Radio Dispatch Corp. and \$54,373 from the proceeds of a loan from Edward Konjoyan, the remaining shareholder in the corporation.

The Revenue Requirements Division and the Communications Division of the Commission staff have reviewed the proposals set forth in the application and consider the request to be reasonable.

Applicant's attorney has requested that because of time restraints imposed by the Superior Court, the order in this proceeding be made effective on the date signed.

Findings of Fact

1. Radio Dispatch Corp. is a California Corporation subject to the jurisdiction of this Commission.
2. The acquisition of its outstanding shares by Radio Dispatch Corp. would not be adverse to the public interest.
3. The resulting acquisition of control of Radio Dispatch Corp. by the remaining stockholder, Edward Konjoyan would not be adverse to the public interest.
4. There is no known opposition and there is no reason to delay granting the authority requested.

Conclusions of Law

1. A public hearing is not necessary.
2. The application should be granted to the extent set forth in the order which follows.

The authorization herein granted is for the purpose of this proceeding only and is not to be construed as a finding of the value of the assets or capital stock of Radio Dispatch Corp.

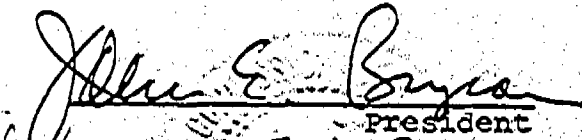
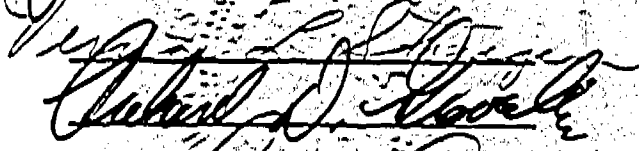
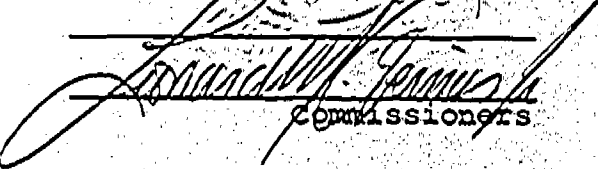
O R D E R

IT IS ORDERED that:

1. Radio Dispatch Corp. may within one year after the effective date hereof, purchase and acquire from Richard A. Howard all of his ownership of one-half the issued and outstanding capital stock of Radio Dispatch Corp.
2. Edward Konjoyan may acquire control of Radio Dispatch Corp.
3. Within sixty (60) days after the consummation of the sale and transfer of the stock and control, Radio Dispatch Corp. and Edward Konjoyan shall notify this Commission in writing of the date of such consummation.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California this 28th day of AUGUST, 1979.


President


Commissioners

Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.