

Decision 06-09-018 September 7, 2006

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Aleksandr Kogen and Aleksandr Nudelman to transfer their stock interests and all other assets in Quake City Shuttle, Inc., a California Corporation, to Samme Shiheiber and Majed Dajani. This request is made pursuant to Section 851, *et seq.* of the California Public Utilities Code.

Application 06-05-013
(Filed May 10, 2006)

O P I N I O N

Summary

This decision grants the application of Aleksandr Kogen and Aleksandr Nudelman (Sellers), and Samme Shiheiber and Majed Dajani (Buyers), to transfer ownership of Quake City Shuttle, Inc. (Quake City) pursuant to Pub. Util. Code § 854.

Discussion

The application requests approval to transfer control of Quake City from Sellers to Buyers. Quake City is authorized by Decision (D.) 95-04-060, as revised by D.96-12-012, to operate as an on-call passenger stage corporation (PSC-9682) between points in Alameda, Contra Costa, San Francisco, San Mateo, and Santa Clara Counties, on the one hand, and San Francisco (SFO) and Oakland (OAK) International Airports, on the other hand. Quake City also holds a charter-party carrier permit from the Commission.

Sellers own all of the outstanding shares of stock of Quake City.¹ They have agreed to sell the airport shuttle operation to Buyers for \$150,000 pursuant to terms set forth in the Agreement for Purchase and Sale of Stock, attached to the application as Exhibit E.

Buyers state that they are ready, willing, and able to assume control of Quake City. They are confident that the business will continue with the same level of service to the public. Shiheiber has 14 years of experience as an airport shuttle driver. He also has knowledge and experience in business management, money handling, and hiring practices. Dajani has six years of experience in the airport shuttle field and claims to have excellent customer service skills. Buyers indicate that they will staff the operation with trained and experienced personnel who are knowledgeable of Commission and airport rules as well as state safety regulations.

Notice of filing of the application appeared in the Commission's Daily Calendar on May 15, 2006.

In Resolution ALJ 176-3173 dated May 25, 2006, the Commission preliminarily categorized this application as ratesetting, and preliminarily determined that hearings were not necessary. No protest has been received. Given this status, public hearing is not necessary, and it is not necessary to alter the preliminary determinations made in Resolution ALJ 176-3173.

This is an uncontested matter in which the decision grants the relief requested. Accordingly, pursuant to Pub. Util. Code § 311(g)(2), the otherwise applicable 30-day period for public review and comment is being waived.

¹ According to declarations signed by Sellers, a minority shareholder, Felix Kravetski, relinquished his shares to the corporation over one year ago and ceased to have contact with Sellers or financial interest in the corporation.

Assignment of Proceeding

Richard Clark is the assigned Examiner in this proceeding.

Findings of Fact

1. Quake City is authorized to operate as an on-call PSC pursuant D.95-04-060, as revised by D.96-12-012.
2. Sellers own all of the outstanding shares of stock of Quake City.
3. Buyers request authority to purchase Sellers' interest in Quake City.
4. Buyers have the knowledge, experience, and ability to operate the PSC operation.
5. The proposed transfer of control will not be adverse to the public interest.
6. No protest to the application has been filed.
7. A public hearing is not necessary.
8. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

Conclusions of Law

1. The proposed sale of 100% interest in Quake City should be authorized.
2. Since the matter is uncontested, the decision should be effective on the date it is signed.

O R D E R

IT IS ORDERED that:

1. Pursuant to Pub. Util. Code § 854, Samme Shiheiber and Majed Dajani (Buyers) are authorized to acquire control of Quake City through the purchase of all of the outstanding shares of corporate stock from Aleksandr Kogen and Aleksandr Nudelman (Sellers).

2. Within fifteen (15) days of the date the transaction closes, Buyers shall notify the Commission's Consumer Protection and Safety Division in writing thereof.

3. The authority granted by this order shall lapse unless it is exercised within 90 days of the effective date of this order.

4. This proceeding is closed.

Dated September 7, 2006, at San Francisco, California.

MICHAEL R. PEEVEY
President
GEOFFREY F. BROWN
DIAN M. GRUENEICH
JOHN A. BOHN
RACHELLE B. CHONG
Commissioners