

ORIGINAL

Decision No. 3315.

BEFORE THE RAILROAD COMMISSION  
OF THE STATE OF CALIFORNIA.

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MIDLAND COUNTIES PUBLIC SERVICE )  
CORPORATION, a corporation, )

Complainant, )

vs. )

Case No. 747.

SANTA MARIA GAS & POWER COMPANY, )  
a corporation, )

Defendant. )

BY THE COMMISSION.

OPINION ON APPLICATION FOR REHEARING.

Complainant in the above entitled matter has filed herein its application for a rehearing, basing such application upon the ground that the complaint in Case No. 747 was dismissed because the Commission, in the course of the opinion in Application No. 1485, with which Case No. 747 was consolidated, declared that the finding of the Commission that the certificate of public convenience and necessity should be granted in Application No. 1485 "renders it unnecessary to pass upon the question of its dedication of its facilities, commodity and service", and contends that the defendant, Santa Maria Gas & Power Company, is under a legal obligation to transport gas offered to it by the public for transportation, and that the complainant is entitled, as a matter of law, to the finding and decision of the Railroad Commission of the State of California upon the evidence offered in support of that contention.

The application for rehearing has been thoroughly considered and all the evidence in the record has been considered

in connection therewith, and in our opinion the evidence fails to justify the contention of complainant that the Santa Maria Gas & Power Company is under legal obligation to transport gas offered to it by the complainant.

O R D E R .

Complainant having filed herein its application for rehearing in the above entitled case, which application has been duly considered, and basing its order upon the foregoing opinion,

IT IS HEREBY ORDERED: that the said application for rehearing be and the same is hereby dismissed.

Dated at San Francisco, California, this 8th  
day of May, 1916.

Max Thelen

Alfred Gordon  
Edwin O. Edgerton

Franz R. Doherty

Commissioners.