

Decision No. 39890

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

FRANK ANDREWS, a person, taxpayer and power user in the Modesto Irrigation District; and THE WATER AND POWER USERS ASSOCIATION OF THE MODESTO IRRIGATION DISTRICT, a civic association,

Complainants,

v.

PACIFIC GAS AND ELECTRIC COMPANY, a corporation; and MODESTO IRRIGATION DISTRICT, a public corporation,

Defendants.

ORIGINAL

Case No. 4818

ORDER OF DISMISSAL

The above complaint was filed on February 20, 1946, and statements of alleged defects were submitted by defendants, in accordance with the Commission's procedural rules. (California Administrative Code, Title 20, sec. 13.) On March 1, 1946 copies of such statements were forwarded to counsel for complainants, who was advised that review of the complaint and of the statements indicated that the complaint in its present form did not state a cause of action, but that complainants would be afforded opportunity to consider the possibility of filing an amended complaint stating facts sufficient to constitute a cause of action. No amended complaint having been filed, and good cause appearing, IT IS ORDERED that Case No. 4818 is hereby dismissed.

Dated, San Francisco, California, this 21<sup>st</sup> day of January, 1947.

Harold J. Kula  
Justin F. Green  
Robert Powell  
R. F. Anderson

Commissioners