

ORIGINALDecision No. 41593

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

CHAS. FLIN, et al, Complainants,

vs.

NELSON M. VAN FLEET, an individual
doing business under a fictitious
name and style of the CALIFORNIA
VINEYARD AND IMPROVEMENT COMPANY,

Defendant.

Case No. 4883

AMENDED COMPLAINTHenry M. Busch, for Complainants;
Davidson & Bartlett, by Lowell E.
Bartlett, for Defendant.OPINION AND ORDER

A complaint was filed by Chas. Flin and twenty-four others, representing themselves as consumers or prospective consumers of water from the public utility water system operated by Nelson M. Van Fleet under the fictitious firm name and style of California Vineyard and Improvement Company in the vicinity of the town of Cucamonga, in San Bernardino County. Complainants alleged that the water deliveries are inadequate, the pressure too low, and that the rates are therefore excessive for such poor water service. They requested the Commission to make an investigation and require the utility to render bills showing meter readings and quantities of water used each month, to order the installation of larger water mains so that adequate pressures can be maintained for the benefit of all water users, and for such other and further relief as the Commission may deem just and proper.

A public hearing in this matter was held in Ontario before
Examiner Foster.

During the course of the hearing held herein defendant agreed to reconstruct the water distribution system with larger mains and to install whatever other facilities were necessary to provide adequate water service under proper working pressure throughout the entire district in which complainants lived. Whereupon counsel for complainants agreed that if and when said improvements are installed and in proper working operation, and if the service then and thereafter were satisfactory, said counsel, in behalf of complainants; would request that this complaint be dismissed without further hearing. In view of this agreement the matter was adjourned to a date to be set, if required; otherwise, if satisfied, the matter would thereupon be dismissed.

Complaint as above entitled having been filed with this Commission, a public hearing having been held thereon, the matter having been adjourned pending the installation by the defendant of certain improvements to provide adequate and proper water service, said improvements having been installed and the service now being satisfactory and complainants now having requested dismissal of the complaint, now therefore,

IT IS HEREBY ORDERED that the above-entitled complaint be and it is hereby dismissed.

Dated at San Francisco California, this 18th day of May, 1948.

R. F. [Signature]
Justus F. [Signature]
[Signature]
Harold P. [Signature]
[Signature]
Commissioners.