

ORIGINAL

Decision No. 61643

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
DYKE WATER COMPANY, a corporation,
for the granting of certain relief
ex parte from the effect of Decisions
and Orders of the Commission.

Application No. 43206

OPINION AND ORDER

This application, filed March 8, 1961, seeks an ex parte order of this Commission by which, in essence, applicant would be relieved of refunding monies collected from its customers in excess of those for which its tariffs provide and, further, that applicant would be relieved of complying with all other outstanding orders of this Commission. The general subject matter of this application is presently before the Commission in Application No. 42454 and an order therein is being issued contemporaneously herewith.

The instant application contains no allegations or evidence sufficient to warrant this Commission to relieve applicant from the lawful duties and obligations of a public utility or the necessity of complying with the lawful orders of this Commission or to grant the requests of applicant separate or apart from the authorizations ordered in Application No. 42454, all of the matters being adequately disposed of therein. Accordingly, the instant application will be denied.

Good Cause Appearing therefore,

IT IS ORDERED that Application No. 43206 be and it is hereby denied.

Dated at San Francisco, California, this 13th day of March, 1961.

Everett R. Page
 President

John D. Miller

Samuel Fox

George T. Grover

Fredrick B. Hiloboff
 Commissioners