

ORIGINAL

Decision No. 78190

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 C. WESLEY BIRD and JENNIE C. BIRD,)
 husband and wife, for authority to)
 sell to FRANCIS H. FERRARO all of)
 their right, title and interest in)
 the water systems now owned by C.)
 Wesley Bird and Mrs. Jennie C. Bird,)
 and known as the WESMILTON WATER)
 SYSTEM, the HACIENDA HEIGHTS WATER)
 SYSTEM, and the ANCOOSH-VAN WATER)
 SYSTEM, in the County of Fresno,)
 State of California, and to transfer)
 Certificates of public convenience)
 and necessity.)

Application No. 49665
 (Request for Further Extension
 of Time Filed December 4, 1970)

ORDER EXTENDING TIME

The Commission on December 4, 1970 received a written request from Francis H. Ferraro for a further extension of time of one year of the final date of December 11, 1970 by which compliance with paragraph 1 of Decision No. 73361 issued herein on November 21, 1967 may be completed. In view of the receipt of the letter dated November 17, 1970 from Edward L. Fanucchi, Exhibit No. 8 herein, requesting that a hearing be set on such request for extension of time, the matter was set for hearing before Examiner Cline in the Commission's hearing room at the State Building, 350 McAllister Street, San Francisco, California for Tuesday, January 5, 1971, at 1:30 p.m., and in order to give the Commission an opportunity to consider the request for further extension of time of one year, by Decision No. 78077, issued herein on December 8, 1970, an extension of time to comply with paragraph 1 of said Decision No. 73361 was granted to February 10, 1971.

By letter dated December 12, 1970 from Dr. C. W. Bird, Exhibit No. 9 herein, and by letter dated December 23, 1970 from Edward L. Fanucchi, the attorney for Dr. Bird, Exhibit No. 10 herein, the Commission has been advised that neither Dr. Bird nor his attorney Mr. Fanucchi will appear at the hearing. The hearing has therefore been removed from the calendar and the matter will be handled ex parte; therefore,

IT IS ORDERED that the first line of paragraph 1 of the order in Decision No. 73361 issued herein on November 21, 1967, is further revised to read:

"1. On or before December 11, 1971,"

The effective date of this order shall be ten days after the date hereof.

Dated at San Francisco, California, this 19th day of JANUARY, 1971.

Chairman

William L. Sturgeon, Jr.
John L. Sturgeon
Vernon L. Sturgeon

Commissioners

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.