

MW

Decision No. 79485

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Fleetwood Enterprises, Inc.
3125 Myers Street, P.O. Box 7638
Riverside, California 92503

Complainant,

vs.

Pacific Telephone and Telegraph Company
3380 14th Street, Suite 112
Riverside, California 92501

Defendant.

Case No. 9209
(Filed April 8, 1971)

ORDER DENYING REHEARING
AND MODIFYING DECISION NO. 79226

A petition for rehearing and/or modification of Decision No. 79226 having been filed by The Pacific Telephone and Telegraph Company and a response thereto having been filed by Fleetwood Enterprises, Inc., and the Commission having considered each and every allegation thereof and being of the opinion that good cause for rehearing has not been made to appear, but that the said Decision No. 79226 should be modified in the manner set forth in the ensuing order,

IT IS ORDERED that rehearing of Decision No. 79226 is hereby denied.

IT IS FURTHER ORDERED that conclusion paragraph 1 on mimeograph page 5 of Decision No. 79226 shall be modified to read

as follows:

"1. Defendant's tariff is ambiguous with respect to conduit requirements and should be revised so as to remove said ambiguities."

IT IS FURTHER ORDERED that the order set forth in Decision No. 79226 shall be modified to add ordering paragraph 4 to read as follows:

"4. The Pacific Telephone and Telegraph Company, following consultation with the Commission's staff, shall, within ninety (90) days of the effective date of this order, revise its tariff so as to remove present ambiguities with respect to conduit requirements."

The Secretary is directed to cause personal service of this order upon complainant and defendant. The effective date of Decision No. 79226, as modified herein, shall be twenty (20) days after completion of service of this order on defendant.

Dated at Los Angeles, California, this 14th day of DECEMBER, 1971.

I dissent, I would grant re-hearing

J. McKinley Jr. Chairman

Chairman
William J. ...
Commissioners
Yuman L. Sturgeon
[Signature]