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Decision No. 80922

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

EXTENDA COMMUNICATIONS CORPORATION,)

Complainant,)

vs.)

THE PACIFIC TELEPHONE AND TELEGRAPH)
COMPANY, a corporation,)

Defendant.)

Case No. 9324
(Filed February 10, 1972)

ORDER OF DISMISSAL

This matter was filed on February 10, 1972. Complainant requested immediate interim relief in the form of a cease and desist order against defendant. Decision No. 79733 dated February 16, 1972 denied complainant's request for an immediate cease and desist order. The decision set hearing for March 14, 1972 on an order to show cause why defendant should not be restrained from interfering with the operation of complainant's system for a period of ninety days to permit redesign of the system.

On March 6, 1972 defendant filed its answer to the complaint and moved to dismiss the complaint.

On March 16, 1972 the Commission received a letter from complainant's attorney (retained to represent complainant on March 13, 1972) confirming his earlier telephoned request that the order to show cause set for March 14, 1972 be continued in order to allow him time to become familiar with the case. Defendant's attorney had no objection. The matter was to be reset upon written request of complainant. On March 13, 1972 the matter was removed from the calendar.

By notice mailed November 11, 1972 the matter was placed on the calendar to be heard December 12, 1972.

By telephone call complainant's attorney on December 8, 1972 requested that the matter be withdrawn. The request was confirmed by letter dated December 8, 1972.

Therefore, IT IS HEREBY ORDERED that the complaint in Case No. 9324 is dismissed.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 9th
day of JANUARY, 1973.

Vernon L. Sturgeon
President
[Signature]
[Signature]
[Signature]
Commissioners

Commissioner William Symons, Jr., being necessarily absent did not participate in the disposition of this proceeding.