

Decision No. S1032

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

RAYMOND LINCOLN EBBE,

Complainant,

vs.

SHASTA RETREAT WATER SYSTEM,
HENRY H. GESTER, Owner,

Defendant.

Case No. 9487
(Filed December 15, 1972)

INTERIM ORDER

This is a complaint by Raymond L. Ebbe (Ebbe) against Henry M. Gester, doing business as Shasta Retreat Water System (Gester). The complaint alleges that: (1) Since September, 1972, there has been a break in Gester's water line in front of Ebbe's house, which has caused damage and creates a dangerous condition when the water becomes ice when the temperature goes below the freezing point, and (2) Since September, 1972, Gester, who does not live in the area of the water system, has not had a resident manager in the area to maintain the system.

The complaint was filed on December 15, 1972. On December 29, 1972, the Commission ordered Gester to satisfy or answer the complaint within 10 days after service thereof. The complaint was served on Gester on January 8, 1973. Gester has not filed an answer thereto and there is no evidence to indicate that the complaint has been satisfied. Therefore, good cause appearing,

IT IS ORDERED that:

1. Within twenty days after service of this order upon him, Henry R. Gester, doing business as Shasta Retreat Water System, shall cause to be repaired the broken line of his public utility water system located in front of the premises at 4648 Cave Avenue, Dunsmuir, California. Said repair shall be made in accordance with the Commission's General Order No. 103.

2. A public hearing may be held in this matter before such Commissioner and/or Examiner at such time and place as may hereafter be designated, and all parties hereto shall be notified at least ten (10) days before such hearing.

The Secretary is directed to cause a certified copy of this order to be served on defendant Henry H. Gester, doing business as Shasta Retreat Water System. Service may be made upon complainant by mail.

The effective date of this order shall be the date upon which personal service thereof is made on Henry H. Gester.

Dated at San Diego, California, this 6th day of FEBRUARY, 1973.

Vernon L. Stinson
President
William J. Lyons
J. H. Smith
John W. Smith
Robert W. Smith
Commissioners