

GG

ORIGINAL

Decision No. 81071

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

PATRICK J. SAMPSON,

Complainant,

vs.

SEARDER GROUP NO. THREE, INC.,
a California corporation,

Defendant.

Case No. 9288
(Filed November 4, 1971;
Amended February 11, 1972)

ORDER GRANTING REHEARING

A petition for rehearing of Decision No. 80589 has been filed by Patrick J. Sampson, complainant, alleging, inter alia, that Finding (4) in said decision is not supported by the evidence. At the hearing Sampson presented three customers of defendant Sharder who were receiving water even though they were not shareholders of record. Finding (4) is a fair and correct conclusion of law regarding those three customers. There are twelve other customers of Sharder who receive water even though they are not shareholders of record. Apparently some of these customers are lessees of shareholders. Upon review it is concluded that complainant should have an opportunity to develop the record regarding the remaining twelve non-shareholders, particularly with regard to the requirements of Public Utilities Code Section 2705(b). Complainant is reminded that he has the burden of showing the status of the non-shareholder customers.

Case No. 9288 gg

Good cause appearing, IT IS ORDERED that rehearing of Decision No. 80589 is hereby granted, limited to the issue of the status of customers of defendant Sharder Group No. Three, Inc. who are not shareholders of record, excepting those customers who have already testified regarding their status.

Said rehearing shall be held before such Commissioner or Examiner and at such time and place as may hereafter be designated.

Dated at San Francisco, California, this 21st day of FEBRUARY, 1973.

Vernon L. Sturgeon
President

William Symons

William Symons

William Symons

William Symons
Commissioners