

ORIGINAL

Decision No. 81623

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Suspension and
Investigation on the Commission's
own motion of tariffs filed under
National Communication Systems, Inc.
Advice Letter No. 11 correcting an
error in the Vallejo service area
map.

Case No. 9559
(Filed May 15, 1973)

ORDER OF DISCONTINUANCE

National Communication Systems, Inc. (National) filed on April 20, 1973, under Advice Letter No. 11, certain tariff sheets providing for a corrected service area map for its Vallejo base station.

On April 27, 1973, a protest was received from Intrastate Radio Telephone, Inc. of San Francisco (Intrastate) pointing out certain errors in Advice Letter No. 11.

On May 15, 1973, the Commission instituted Case No. 9559.

On May 30, 1973, National wrote a letter to the Commission which contained, among others, the following paragraphs:

"We have now reviewed the matter in light of Intrastate's objection, and concluded that neither the map filed on Sheet 9-T or submitted under cover of Advice Letter No. 11 correctly describe National's authorized service area.

"Accordingly, National respectfully requests leave to withdraw the tariffs forwarded under cover of Advice Letter No. 11 and dismissal of the proceedings instituted under Case No. 9559.

"National will review the entire matter, and at the earliest possible date, file a map illustrating its authorized service area in Vallejo."

In view of the above paragraphs, we will permanently suspend the tariff sheets filed under Advice Letter No. 11. However, because admittedly its service area map is in error, we will order

National to file, within 90 days of the effective date of this order, a service area map calculated in conformance with current Federal Communications Commission Rule and Regulations.

IT IS ORDERED that:

1. The tariff sheets filed under National's Advice Letter No. 11 are permanently suspended.

2. National shall, within ninety days after the effective date of this order, file with this Commission a service area map for its Vallejo base station prepared in conformance with current Federal Communications Commission Rules and Regulations.

3. A copy of the filing with this Commission shall be served upon Intrastate Radio Telephone, Inc. of San Francisco by National Communication System, Inc.

4. The investigation in Case No. 9559 is discontinued.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 24th
day of JULY, 1973.

Vernon L. Stinson
President
J. M. Brown
[Signature]
[Signature]
Commissioners

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