

ORIGINAL

Decision No. 81829

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Complaint of)
FOREST LAWN COMPANY,

Complainant,

vs.

CALIFORNIA CITIES WATER COMPANY,

Defendant.

Case No. 8927
(Filed June 18, 1969)

CALIFORNIA CITIES WATER COMPANY,

Cross-Complainant,

vs.

FOREST LAWN COMPANY, A. S.
VINNELL, H. J. YOUNT, VINNELL
CONSTRUCTORS,

Cross-Defendants.

VINNELL CONSTRUCTORS, H. J.
YOUNT, CLAIR W. DUNTON, ERNEST R.
BALDWIN, WILLIAM B. GLASSICK,
W. B. THOMPSON, and ROBERT L.
BRIDGES,

Cross-Complainants,

vs.

VINNELL-PAULEY, a Joint Venture,

Cross-Defendant.

In the Matter of the Complaint of
VINNELL-PAULEY, a Joint Venture,

Complainant,

vs.

CALIFORNIA CITIES WATER COMPANY,

Defendant.

Case No. 8989
(Filed October 29, 1969)

CALIFORNIA CITIES WATER COMPANY,

Cross-Complainant,

vs.

VINNELL-PAULEY, a Joint Venture,
and PAULEY PETROLEUM, INC., a
corporation, and VINNELL CON-
STRUCTORS, a corporation, the
Joint Venturers,

Cross-Defendants.

Meserve, Mumpher & Hughes, by Dennett F. Kouri,
Attorney at Law, for Forest Lawn Company.
Hill, Farrer & Burrill, by William Bitting,
Attorney at Law, for Vinnell-Pauley, a joint
venture, and Vinnell Constructors.
Karl K. Roos, Attorney at Law, for California
Cities Water Company.

ORDER OF DISMISSAL

By Decision No. 66739 dated February 4, 1964, San Dimas-Charter Oak Domestic Water Company (the predecessor of defendant California Cities Water Company) was granted a certificate of public convenience and necessity to extend its water system to serve the development of a cemetery by complainant Forest Lawn Company.

Forest Lawn and Vinnell-Yount, a joint venture, executed an agreement on August 28, 1964 implementing the authority granted by Commission Decision No. 66739. The Commission approved the contract by Resolution on September 2, 1964.

On June 18, 1969 Forest Lawn filed Case No. 8927 requesting that California Cities be required to pay certain sums of money to it by virtue of the contract approved by the Commission. On October 29, 1969 Vinnell-Pauley filed Case No. 8989.

Several prehearing conferences were held and the parties were allowed to file written briefs on June 1, 1971 to resolve the issues. Hearings were scheduled for December 15 and 16, 1971. Request was made to reset the December 1971 hearings to allow settlement negotiations to continue whereby the matter could be resolved without hearing. Pursuant to this request, the hearings were rescheduled for March 21, 22, and 23, 1972 and were again removed from the calendar at the request of the parties to allow further time to conduct settlement negotiations.

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A contract reflecting settlement of the parties' differences was consummated April 16, 1973 and transmitted to the Commission for filing by California Cities Water Company's Advice Letter No. 5. The contract was authorized by Resolution dated July 3, 1973.

Therefore, IT IS ORDERED that the complaints in Cases Nos. 8927 and 8989 are dismissed.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 5th day of SEPTEMBER, 1973.

Vernon L. Sturgeon
President
William J. Symons
J. Williams
John J. [unclear]
Ed [unclear]
Commissioners