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Decision 88 04 029 APR 13 1988

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Suspension and)
Investigation on the Commissions's)
Own motion of tariff filed by)
Advice Letter No. 248 of Citizens)
Utilities Company, Sacramento-)
Lincoln Oaks District, in)
Sacramento County.)

(I&S)
Case 87-07-039
(Filed July 29, 1987)

ORDER MODIFYING DECISION 88-02-024
AND DENYING REHEARING

An application for rehearing of Decision (D.) 88-02-024 has been filed by the Northridge Water District. A response in opposition thereto has been filed by Citizens Utilities Company of California (CUCC). We have considered all of the allegations of legal error raised in the application, and are of the opinion that insufficient grounds for granting rehearing have been shown. However, we will modify the decision as indicated below.

IT IS ORDERED THAT rehearing of D.88-02-024 is modified as follows:

1. On page 4, at the end of paragraph 2, add the following:

"Those factors are:

- 1) the proximity of CUCC's existing and planned facilities,
- 2) the new territory is a logical extension of CUCC's operating area,
- 3) LAFCO's denial of Northridge's petition to extend its sphere of influence to include the new territory makes it difficult for Northridge to serve the area,
- 4) the extension of CUCC's line, plant, or system will not interfere with Northridge's line, plant, or system,

- 5) the developer prefers to do business with CUCC because of its lower rates to the developer and better reputation in the industry for cooperation."

2. On page 5, modify the first complete sentence at the top to read:

"Even with this line extension, it remains that Northridge's facilities are more distant from Developer's first phase project than are those of CUCC."

IT IS FURTHER ORDERED that rehearing of D.88-02-024 as modified herein is denied.

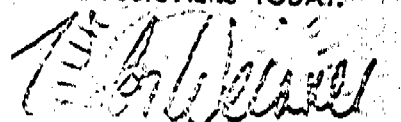
This order is effective today.

Dated APR 13 1988, at San Francisco, California.

STANLEY W. HULETT
President
FREDERICK R. DUDA
C. MITCHELL WILK
JOHN B. OHANIAN
Commissioners

Commissioner Donald Vial, being necessarily absent, did not participate.

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Victor Weiss, Executive Director

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- 2) the new territory is a logical extension of CUCC's operating area,
- 3) LAFCO's denial of Northridge's petition to extend its sphere of influence to include the new territory makes it difficult for Northridge to serve the area,
- 4) the extension of CUCC's line, plant, or system will not interfere with Northridge's line, plant, or system,

- 5) the developer prefers to do business with CUCC because of its lower rates to the developer and better reputation in the industry for cooperation."

2. On page 5, the first complete sentence at the top is modified to read:

"Even with the 12-inch main which Northridge installed without developer request and which exceeds the boundaries approved by LAFCO, it remains that Northridge's facilities are more distant from Developer's first phase project than are those of CUCC."

IT IS FURTHER ORDERED that rehearing of D.88-02-024 as modified herein is denied.

This order is effective today.

Dated _____, at San Francisco, California.

C.87-07-039

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- 5) the developer prefers to do business with CUCC because of its lower rates to the developer and better reputation in the industry for cooperation."

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Victor Weiss
Victor Weiss, Executive Director