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Decision 89-01-023 January 12, 1989

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

GARY L. O'DONNELL,)
)
Complainant,)
)
vs.)
)
PACIFIC BELL, (U 1001 C),)
)
Defendant.)

ORIGINAL

(ECP)
Case 88-04-046
(Filed April 15, 1988)

Gary L. O'Donnell, complainant.
Terri deBeaubien, for Pacific Bell, defendant.

ORDER OF DISMISSAL

This is a complaint by Gary L. O'Donnell (O'Donnell) against Pacific Bell (Pac-Bell). O'Donnell alleges that Pac-Bell collected excessive charges in connection with the moving of telephone service.

This matter was heard under the Commission's Expedited Complaint Procedure. (Public Utilities (PU) Code Section 1702.1, Rule 13.2.) A duly noticed hearing was held before Administrative Law Judge (ALJ) Donald B. Jarvis in Fountain Valley on June 16, 1988 and the proceeding was submitted on that date.

On August 24, 1988, the parties notified the ALJ that they had stipulated that the matter could be held in abeyance pending Pac-Bell's filing of an advice letter dealing with installation charges. On December 7, 1988, the parties jointly filed a request for dismissal, which included a stipulation as to the disbursement of the customer deposit held by the Commission.

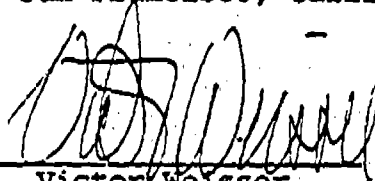
IT IS ORDERED that:

1. Case 88-04-046 (ECP) is dismissed with prejudice.
2. The sum of \$276, which was received by the Commission as a disputed bill deposit, shall be disbursed as follows: The sum of \$251 shall be paid to O'Donnell and the sum of \$25 to Pac-Bell.

This order is issued pursuant to PU Code Section 308 and Resolution A-4638.

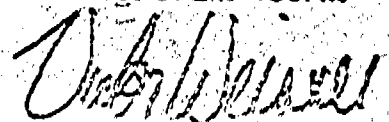
Since this order involves the disbursement of a customer deposit, the effective date is the date hereof.

Dated JAN 12 1989, at San Francisco, California.



Victor Welser
Executive Director

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



Victor Welser, Executive Director

Decision 89 01 023 JAN 12 1989

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