

Decision 90-05-058 May 22, 1990

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of TRANQUILITY IRRIGATION )  
DISTRICT AND THERMALITO and TABLE )  
MOUNTAIN IRRIGATION DISTRICTS )  
requesting relief from the five-year )  
on-line requirement of their power )  
purchase contracts and for orders )  
monitoring transmission waiting list. )

**ORIGINAL**  
Application 88-02-012  
(Filed February 4, 1988)

ORDER OF DISMISSAL

Applicants filed their application on February 4, 1988. Pacific Gas and Electric Company (PG&E) and the Division of Ratepayer Advocates filed protests, to which applicants responded. On August 31, 1988, the administrative law judge ruled that:

1. The portion of the application asking that QFMP review and monitoring procedures be adopted is dismissed without prejudice. Applicants may seek such relief by filing a petition for modification in Investigation (I.) 84-04-077.
2. Applicants have withdrawn the portion of the application that sought extensions of time for any renewable resource projects other than the two projects specifically listed in the application.
3. Applicants may refile as a complaint the portion of the application that sought specific relief for specific contracts.
4. PG&E's motion to dismiss with prejudice is denied.

Since that ruling was filed, there has been no further activity in this docket. However, pursuant to the ruling, applicants filed a complaint in Case (C.) 88-11-011. That complaint is now the subject of an Executive Director's order, dismissing the complaint without prejudice at the request of

complainants. In addition, a review of Docket Office files shows that applicants did not file a petition for modification in I.84-04-077.

Findings of Fact

1. Applicants have: withdrawn one part of their application; substituted the complaint in C.88-11-011 for one part of the application; and failed to prosecute the remaining part of the application by failing to file a petition for modification in I.84-04-077.

2. Applicants have abandoned this application.

Conclusion of Law

The application should be dismissed.

IT IS ORDERED that the application is dismissed.

This order is effective today.

Dated May 22, 1990, at San Francisco, California.

G. MITCHELL WILK  
President  
STANLEY W. HULETT  
JOHN B. OHANIAN  
PATRICIA M. ECKERT  
Commissioners

Commissioner Frederick R. Duda,  
being necessarily absent, did  
not participate.

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

NEAL J. ... Director