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Decision 83 12 016 DEC 7 1983

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 tariff filed by Advice)	(I&S) Case 83-04-01
Letter No. 253 of CALIFORNIA-)	(Filed April 6, 1983)
AMERICAN WATER COMPANY.)	

ORDER OF DISCONTINUANCE

Statement of Facts

California-American Water Company, on March 7, 1983, under Advice Letter 253, filed tariff sheets for extending service contiguously to include Assessor's Parcel Numbers 416-521-08 owned by Carmel Valley Ranch. This extension had been approved by the Monterey Peninsula Water Management District. On March 1, 1983, a protest was received from the League of Women Voters stating that the Commission would soon receive such a request and that it opposed annexation on various stated grounds.

The Commission, being of the opinion that the effective date of the tariff sheets should be postponed pending a hearing and decision, on April 6, 1983 ordered institution of an investigation to determine whether these tariff sheets were unreasonable or unlawful in any particular with the intent to issue any order or orders that might be lawful and appropriate in the exercise of its jurisdiction, suspended operation and effectiveness of the tariffs, and ordered a hearing to be held.

Subsequently the Carmel Valley Property Owners Association, et al., filed a suit against the County of Monterey and the Monterey Peninsula Water Management District.

At a meeting on June 13, 1983 the District voted to rescind the earlier permits granting the annexation of the Carmel Valley Ranch to the Water Company's Service territory.

The rescission of the permits made the Water Company's request to the Commission to expand its service territory null and void. By a letter dated June 30, 1983, California-American Water Company requested cancellation and withdrawal of Advice Letter 253 and its accompanying pages.

Discussion

Without approval of the Monterey Peninsula Water Management District, expansion of the Water Company's Service territory to include the Carmel Valley Ranch parcel is null and void, and we will grant the Water Company's June 13, 1983 request to withdraw advice Letter 253 and its accompanying pages.

Withdrawal of the Advice Letter renders the protest filed by the League of Women Voters et al. moot. Withdrawal of the Advice Letter also obviates the need for an Investigation and Suspension by the Commission. Accordingly we will terminate Investigation and Suspension Case 83-04-01 effective immediately.

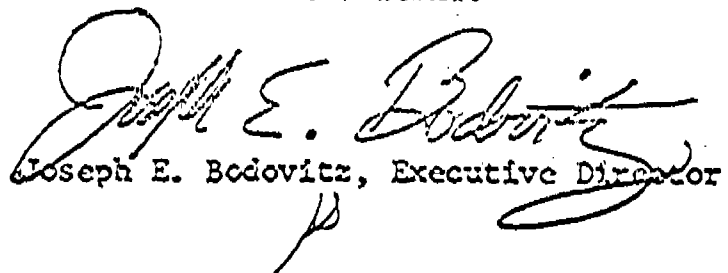
IT IS ORDERED that Investigation and Suspension
Case 83-04-01 is discontinued.

This order is effective today.

Dated DEC 7 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
FRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

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


Joseph E. Bodovitz, Executive Director