

Decision No. 92784

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ESCONDIDO SAND & GRAVEL WORKS,

Complainant,

v.

THE PACIFIC TELEPHONE AND TELEGRAPH  
COMPANY,

Defendant.

Case No. 10811  
(Filed December 6, 1979)

ORDER TERMINATING STAY OF AND RESCINDING  
DECISION NO. 92243 AND DISMISSING CASE NO. 10811

On December 2, 1980, in view of the fact that a petition for rehearing of Decision No. 92243 had been filed by the Pacific Telephone and Telegraph Company (Pacific) and an objection thereto had been filed by Escondido Sand & Gravel Works (Escondido) we stayed Decision No. 92243 until further order of this Commission.

On February 4, 1981, Pacific and Escondido jointly filed a motion seeking to amend their pleadings to request that Decision No. 92243 be rescinded and Case No. 10811 be dismissed.

In view of the parties' statement that an accord has been reached which renders moot all questions raised in Case No. 10811, we are of the opinion that good cause has been shown for granting their motion and the relief requested therein. Therefore,

IT IS ORDERED that

The stay of Decision No. 92243 is hereby terminated, Decision No. 92243 is hereby rescinded and Case No. 10811 is dismissed.

The effective date of this order is the date hereof.

Dated MAR 3 1981, 1981 at San Francisco, California.

*John E. Sins*  
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*Richard D. Powell*  
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*Terrence J. Smith*  
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*Walter Calvo*  
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Commissioners