

97-07-001

**ORIGINAL**

Decision \_\_\_\_\_

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Alan L. Ager,	)
	)
Complainant,	)
	)
vs.	)
	)
Pacific Gas and Electric	)
Company,	)
	)
Defendant.	)

Case 96-05-008  
(Filed May 2, 1996)

Alan Ager, for himself, complainant.  
Minami, Lew & Tamaki by Donald K. Tamaki  
and Lauren M. Harris, Attorneys at Law, for  
Pacific Gas and Electric Company, defendant.

ORDER OF DISMISSAL

Background

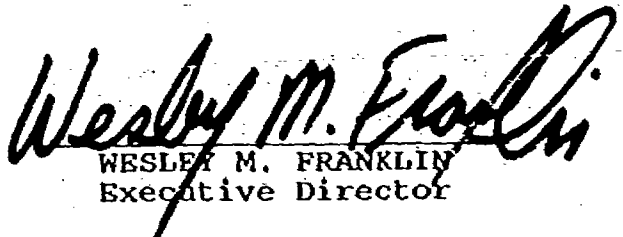
Complainant Alan Ager filed this complaint on May 2, 1996 requesting that the Commission order defendant Pacific Gas and Electric Company (PG&E) to restore electric service to his property. Ager has been without electric service since September 1993. He argues that since PG&E has a lien on his property for its estimated value of alleged energy diversion, and since a civil case in this matter has been filed in Marin County Superior Court, service should be restored without payment for restoration, pending the outcome of the civil case.

Subsequent to the prehearing conference held on November 14, 1996, Ager and PG&E reached an agreement in court, which stipulated that this case is thereby settled and should be dismissed.

Ager submitted a written request that this case be dismissed with prejudice.

Therefore, Case 96-05-008 is dismissed with prejudice under Public Utilities Code S 308 and Resolution A-4638, effective today.

Dated JUL 14 1997, at San Francisco, California.

  
WESLEY M. FRANKLIN  
Executive Director