

ALJ/SHL/bwg

Mailed

JUL 16 1997

Decision 97-07-017 July 16, 1997

**ORIGINAL**

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Thomas Alton,

Complainant,

vs.

Pacific Bell, a Pacific Telesis Company,

Defendant.

Case 96-08-036  
(Filed August 16, 1996)

**ORDER OF DISMISSAL**

**Summary**

Case dismissed with prejudice for failure to prosecute.

**Discussion**

On November 26, 1996, the Commission issued an Interim Opinion in this matter granting a motion by defendant to dismiss that portion of this complaint dealing with an employment dispute between complainant and defendant. To the extent that the motion to dismiss related to termination of service and refusal to reinstate service to complainant by defendant, the motion was denied. The service issue was referred to the Consumer Services Division for attempted resolution. Since that time there has been no communication with the Commission by complainant.

**Findings of Fact**

1. Decision 96-11-043 referred a portion of this complaint to Consumer Services Division.
2. Since issuance of that decision there has been no contact by complainant with the Commission.

C.96-08-036 ALJ/SHL/bwg

**Conclusion of Law**

Case 96-08-036 should be dismissed with prejudice for failure to prosecute.

**IT IS ORDERED** that Case 96-08-036 is dismissed with prejudice for failure to prosecute.

This order is effective today.

Dated July 16, 1997, at San Francisco, California.

**P. GREGORY CONLON**

President

**JESSIE J. KNIGHT, JR.**

**HENRY M. DUQUE**

**JOSIAH L. NEEPER**

**RICHARD A. BILAS**

Commissioners