

Decision 00-01-043 January 20, 2000

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

The Greenlining Institute and Latino Issues
Forum,

Complainants,

vs.

Pacific Bell and Pacific Information Services,

Defendants.

Case 99-01-039
(Filed January 27, 1999)

ORDER EXTENDING STATUTORY DEADLINE

Pub. Util. Code § 1701.2(d) provides that adjudicatory cases shall be resolved within 12 months of initiation unless the Commission makes findings why that deadline cannot be met and issues an order extending that deadline. In this proceeding, the 12-month deadline for resolving this matter is January 27, 2000, and we anticipate mailing the presiding officer's decision prior to that date.

However, Pub. Util. Code § 311(g) requires that the Commission decision on an appeal of the presiding officer's decision must be mailed to the parties for comment 30 days prior to Commission action. Thus, should an appeal be filed, the current schedule allows insufficient time for the Commission's decision to become effective before the statutory deadline runs. Therefore, to provide time for such a contingency, we extend the statutory deadline.

Comments on Draft Decision

The draft decision of Administrative Law Judge Jean Vieth in this matter was mailed to the parties in accordance with Pub. Util. Code § 311(g) and Rule 77.1 of the Rules of Practice and Procedure. No comments were filed.

Findings of Fact

1. This proceeding was initiated on January 27, 1999.
2. Based upon the 12-month statutory deadline, this proceeding must be resolved on or before January 27, 2000, unless this date is extended.
3. We anticipate mailing the presiding officer's decision prior to January 27, 2000.
4. However, should an appeal of the presiding officer's decision be filed, the current schedule allows insufficient time for the Commission's decision on such an appeal to become effective before the statutory deadline runs.

Conclusion of Law

The 12-month statutory deadline imposed by Pub. Util. Code § 1701.2(d) should be extended until further order.

IT IS ORDERED that the 12-month statutory deadline in this proceeding, January 27, 2000, is extended until further order.

This order is effective today.

Dated January 20, 2000, at San Francisco, California.

RICHARD A. BILAS
President
HENRY M. DUQUE
JOSIAH L. NEEPER
CARL W. WOOD
LORETTA M. LYNCH
Commissioners