

Decision 99-09-019 September 2, 1999

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Alisal Water Corporation (U-206-W) for Authority to (1) Include the Area Known as Rosehart Industrial Park in its Service Area, (2) Establish Rates for Service, and (3) Issue an Evidence of Indebtedness.

Application 99-05-013
(Filed May 11, 1999)

**ORDER PURSUANT TO RULE 6.5 OF
THE RULES OF PRACTICE AND PROCEDURE**

Rule 6.5(b) of the Rules of Practice and Procedure concerning changes in the need for hearing or preliminary categorization of a proceeding provides:

If the assigned Commissioner, pursuant to Rules 6(a)(3), 6(c)(2), or 6(d), changes the preliminary determination on need for hearing, the assigned Commissioner's ruling shall be placed on the Commission's Consent Agenda for approval of that change.

Pursuant to Rule 6.1, the Commission in Resolution ALJ 176-3015 preliminarily determined the above-entitled matter to be a ratesetting proceeding not expected to go to hearing. The application was subsequently protested and a prehearing conference held. After considering the application, the protest and the prehearing conference statements of the parties, Commissioner Duque issued an Assigned Commissioner's Ruling dated July 22, 1999 finding that the need for hearing determination should be changed.

We have considered our preliminary determination and the Assigned Commissioner's Ruling, and we agree with the assigned Commissioner that a hearing is needed.

The draft of this decision 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 received.

IT IS ORDERED that a hearing is needed in this proceeding.

This order is effective today.

Dated September 2, 1999, at San Francisco, California.

RICHARD A. BILAS
President
HENRY M. DUQUE
JOSIAH L. NEEPER
JOEL Z. HYATT
CARL W. WOOD
Commissioners