

Decision 99-09-056 September 16, 1999

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

William H. Maple,

Complainant,

vs.

Arrow Head Manor Water Company,

Defendant.

(ECP)  
Case 98-12-034  
(Filed December 29, 1998)

**OPINION**

**Complaint**

William H. Maple complains that Arrow Head Manor Water Company will not repair a leak in its water pipe at 29225 Lake Brook, Cedar Glen, nor will it repair the street damaged by its leaking water pipe.

**Procedure**

This complaint was filed under the Expedited Complaint Procedure set forth in Section 1702.1 of the Public Utilities Code and Rule 13.2 of the Commission's Rules of Practice and Procedure.

A public hearing was noticed for January 27, 1999 in Cedar Glen, but was reset to June 22, 1999, because of snow conditions.

Defendant failed to answer the complaint, and on June 15, 1999, the Administrative Law Judge to whom this matter was referred wrote to defendant as follows:

"In preparing for hearing in this case set for June 22, 1999, I find that no answer to the complaint is on file. Without an answer, the presumption is that Mr. Maple is entitled to the relief he seeks, and hearing in this matter is not justified.

"I am, therefore, taking the hearing off calendar. No hearing will be held on June 22, 1999.

"Instead, please be advised that if the repairs requested by complainant are not accomplished by June 30, 1999, I will recommend that the Commission issue a formal decision ordering Arrowhead Manor Water Company to make the requested repairs.

"I am available to answer any questions with respect to this case at (415) 703-1223."

Complainant has telephoned to request that the Commission take action with respect to his complaint.

There has been no answer filed or communications received from defendant.

**O R D E R**

**IT IS ORDERED** that:

1. Arrowhead Manor Water Company repair the leak in its water pipe at 29225 Lake Brook, Cedar Glen, and repair the street damaged by its leaking water pipe.

2. Case 98-12-034 is closed.

This order is effective today:

Dated September 16, 1999, at San Francisco, California.

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