

Decision 02-11-035

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

Pac-West Telecomm, Inc. (U-5266-C),

Complainant,

vs.

Pacific Bell Telephone Company (U-1001-C),

Defendant.

Case 02-01-016  
(Filed January 14, 2002)

**ORDER OF DISMISSAL**

Upon the written and unopposed request of both parties, Case (C.) 02-01-016 is dismissed, with prejudice, under Public Utilities Code Section 308 and Resolution A-4638, effective today.

As agreed by the parties, Defendant's funds of \$3,773,842.09<sup>1</sup> deposited with the Commission in connection with this matter shall be disbursed to Complainant.

C.02-01-016 is closed upon disbursement of the funds.

Dated November 14, 2002, at San Francisco, California.

/s/ WESLEY M. FRANKLIN

WESLEY M. FRANKLIN  
Executive Director

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<sup>1</sup> Including any interest accrued on such funds while held by the Commission.