

Decision 12-06-026 June 21, 2012

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

George Heider & Sons, Inc.,
dba Canyon City Auto Body,

Complainant,

vs.

City of Azusa, acting through its
Department of Public Works,

Defendant.

(ECP)
Case 12-03-015
(Filed March 19, 2012)

ORDER DISMISSING COMPLAINT FOR LACK OF JURISDICTION

The Commission may entertain complaints against public utilities where such complaints set forth “any act or thing done or omitted to be done ... in violation, or claimed to be in violation of, any provision of law or of any order or rule of the Commission.” (Pub. Util. Code § 1702.) Absent such a claim, the complaint is not properly before the Commission and should be dismissed. The City of Azusa is not a public utility. This Commission has no authority over the rates and terms and conditions of sales of water and sewer services by the City (County of Inyo v. Public Utilities Commission, (1980) 26 Cal. 3d 154, 166). The complaint should be dismissed for lack of jurisdiction.

IT IS ORDERED that:

1. The Complaint is dismissed for lack of jurisdiction.
2. Case 12-03-015 is closed.

This order is effective today.

Dated June 21, 2012, at San Francisco, California.

MICHAEL R. PEEVEY

President

TIMOTHY ALAN SIMON

MICHEL PETER FLORIO

CATHERINE J.K. SANDOVAL

MARK J. FERRON

Commissioners