

STATE OF VERMONT
PUBLIC SERVICE BOARD

Docket No. 5814

Tariff filing of Sunshine Water Company,)
Inc., requesting a 463% increase in its rates,)
to take effect May 1, 1995)

Order entered: 5/4/99

REPORT

On March 1, 1995, Sunshine Water Company, Inc. (the "Company") filed a petition with the Public Service Board requesting a 463% increase in its rates, to take effect on service rendered on or after May 1, 1995 (Tariff #1951). The filing was subsequently amended on March 13, 1995.

On May 5, 1997, in Docket No. 5997, Sunshine Water Company, Inc. ("the Company", or "Sunshine"), located in Rutland, Vermont, filed a petition with the Public Service Board ("Board"), pursuant to 30 V.S.A. § 231, to authorize abandonment of water service from the Countryside Estates Water System ("Countryside"). Countryside was the last remaining water system of the five water systems which formerly comprised the Company's holdings in Rutland. The Petition to authorize abandonment was approved on March 31, 1999.

By letter dated March 10, 1999, the parties were informed of the Hearing Officer's intent to recommend dismissal of the petition within ten days, absent any objections by the parties, in accordance with V.R.C.P. 41(b)(1)(i).

Since this letter was sent, there has been no response from any of the parties involved in this case. The Sunshine Water Company systems in Rutland, Vermont, have all, in the interim period since the initial tariff filing, been either abandoned or transferred to various fire districts. There appears to be no useful purpose served by rendering a decision in this docket, nor any objections to dismissing the docket. Therefore, I recommend that it be dismissed, without prejudice.

DATED at Montpelier, Vermont, this 4th day of May, 1999.

s/ Gregg C. Faber _____
Gregg C. Faber
Hearing Officer

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED by the Public Service Board of the State of Vermont that:

1. The Report and recommendation of the Hearing Officer are adopted.
2. The petition is dismissed, without prejudice.

DATED at Montpelier, Vermont, this 4th day of May, 1999.

<u>s/ Michael H. Dworkin</u>)	
)	PUBLIC SERVICE
)	
<u>s/ Suzanne D. Rude</u>)	BOARD
)	
)	OF VERMONT
<u>s/ David C. Coen</u>)	

OFFICE OF THE CLERK

FILED: MAY 4, 1999

ATTEST: s/ Susan M. Hudson
Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board of any technical errors, in order that any necessary corrections may be made.

Appeal of this decision to the Supreme Court of Vermont must be filed with the Clerk of the Board within thirty days. Appeal will not stay the effect of this Order, absent further Order by this Board or appropriate action by the Supreme Court of Vermont. Motions for reconsideration or stay, if any, must be filed with the Clerk of the Board within ten days of the date of this decision and order.