ORDER NO. 03-087

ENTERED FEB 05 2003

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BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UCB 6

CENTRAL LINCOLN PEOPLE'S UTILITY DISTRICT,)	
)	
Petitioner,)	ORDER
VS.)	
SWISSHOME CABLE TV, INC.)	
Defendant.)	

DISPOSITION: MOTION FOR DEFAULT GRANTED.

On October 16, 2002, Central Lincoln People's Utility District (PUD) filed a petition with the Public Utility Commission of Oregon (Commission) for the removal of pole attachments belonging to defendant, Swisshome Cable TV, Inc. (Swisshome). Pursuant to OAR 860-013-0071, Swisshome was properly served with a copy of the complaint.

On October 31, 2002 the complaint was returned to the Commission with notations stating that the complaint could not be delivered because the box was closed and no forwarding address for defendant existed.

On November 5, 2002, PUD filed a motion for default against Swisshome, pursuant to OAR 860-013-0055(1), and alleged that Swisshome was in default for failing to respond to the petition or otherwise enter an appearance as specified. Swisshome failed to respond to the petition as required due to an administrative dissolution on September 27, 2002.

The allegations of the complaint should be deemed admitted and a default order should be issued.

ORDER

IT IS ORDERED that Central Lincoln People's Utility District's motion for default is granted and authorization is granted to remove the pole attachments of Swisshome Cable TV, Inc. as listed in Appendix A.

Made, entered, and effective _____.

Roy Hemmingway Chairman Lee Beyer Commissioner

Joan H. Smith Commissioner

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to applicable law.