

Decision No. 10984

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the matter of the application of
 Dalidio, Tognini and Ghezzi for an
 order authorizing the filing of rules
 and regulations and authorizing the
 same to become effective.

Application No. 8226.

BY THE COMMISSION:

ORDER

Dalidio, Tognini and Ghezzi, applicants in this proceeding, own and operate a small telephone system serving the town of Cayucos and adjacent territory in San Luis Obispo County. Having failed heretofore to file with the Railroad Commission rules and regulations pursuant to the provisions of Decisions numbered 2689 and 2879 of August 12, 1915 and November 5, 1915, as modified by Decision Number 8146 of September 24, 1920, and having on September 6, 1922, applied to the Commission for an order authorizing the filing of rules and regulations similar to those made uniformly effective for other utilities of like character, in conformity with said decisions, to become effective at once as follows:

Rule 7.

The company may extend credit for toll or telegraph service to any subscriber under the following rules:

- (a) If a subscriber avails himself of the convenience of toll or telegraph service and fails to pay the charges therefor the company may, after reasonable notice, deny the convenience of further

toll or telegraph service until the subscriber pays the amount due and makes a deposit not in excess of twice his average monthly toll or telegraph bill to cover charges for future toll or telegraph service except in the case of disputed bills.

(b) If a subscriber who has made a cash deposit fails to pay his bills for toll or telegraph service the deposit may be applied to the subscriber's account for toll or telegraph service in so far as it will apply. The subscriber will be required to pay his bill in full and may be required to restore the deposit to its original amount before further toll or telegraph service is supplied, except in the case of disputed bills.

(c) In case of dispute as to the amount of a bill for toll or telegraph service the subscriber shall deposit with the Railroad Commission the full amount claimed by the company to be due, whereupon the Railroad Commission will investigate the facts and communicate its findings to the parties. Failure upon the part of the subscriber to make such deposit within fifteen (15) days after demand by the company that such deposit be made shall warrant the company in denying further toll or telegraph service.

Rule 8.

All bills for flat rate service may be rendered in advance for the periods specified in the rate schedule.

All applicants for business or residence flat rate service may be required upon the establishment of service to pay in advance the charge for the period for which bills are regularly rendered as specified in the rate schedule.

Rule 9.

All bills rendered against subscribers receiving service at flat rates may be rendered in advance and may contain a notice that bill is due and payable when received and that service is subject to discontinuance without further notice unless bill is paid within the period specified therein. The periods shall be specified as follows:

(a) Bills rendered weekly in advance shall specify at least four (4) calendar days after subscriber's receipt of bill.

(b) Bills rendered fortnightly in advance shall specify at least seven (7) calendar days after subscriber's receipt of bill.

(c) Bills rendered monthly in advance shall specify at least fifteen (15) calendar days after subscriber's receipt of bill.

(d) Bills rendered in advance for periods in excess of one month shall specify at least thirty (30) calendar days after subscriber's receipt of bill.

Rule 10.

Cash deposits made by subscribers shall be returned under the following rules:

(a) A cash deposit to guarantee payment of bills for toll or telegraph service that has not been impaired for a period of twelve (12) months from the date of deposit shall be returned to subscriber at the end of the twelve months period, or in the case of an impairment of a deposit, the deposit shall be returned to the subscriber only after it has remained unimpaired for a period of twelve months from the date of last impairment.

(b) When service is discontinued deposits shall be applied to the charges on the closing bill, which deposits cover, and the amount of any deposit in excess of the charges against which the deposit may be applied shall be returned to the subscriber.

Rule 11.

A cash deposit that remains unimpaired for a continuous period of twelve (12) months subsequent to the date of the deposit or in cases of impairment from the date of last impairment shall bear interest at the rate of 6 per cent per annum for such twelve (12) months period. No interest shall be paid if service is discontinued within less than twelve (12) months from the date of making deposit or in cases of impairment of service within less than twelve (12) months from the date of last impairment.

Rule 12.

Applicants for service shall be required to sign an application furnished by the company, subject to approval by the Commission for the service to be furnished and to establish their credit in such cases as provided in these rules as a condition precedent to service.

Rule 13.

The company shall furnish at its own expense all instrumentalities to provide service covered by its rate schedules.

All instrumentalities provided shall conform with the company's established construction standards.

The company may refuse the installation of service that is not to be immediately used or is unreasonable in character, subject to appeal to the Railroad Commission of California.

Rule 14.

A charge for each of the following listed units of facilities shall be made upon application for the establishment of service:

- (1) Individual or party line service, each station, \$3.50.
- (2) Each extension station, \$1.50.
- (3) A charge of \$1.50 shall be made for the establishment of service by use of instrumentalities in place on subscriber's premises; if, at subscriber's request, a change is made in location or type of facilities, the charges for moves and changes are applicable to the change; provided, the total charges shall not exceed the charges for the initial establishment of service as specified above.
- (4) The service connection charge shall be applicable to all service, except farmer line service.
- (5) A charge of \$1.00 for restoration of service temporarily disconnected for non-payment, subscriber's temporary absence, or for any other reason for which the subscriber is responsible except a change in class of service or location of facilities.

Rule 15.

The company will provide at its own expense all reasonable extensions necessary to serve applicants in accordance with its lawful rates and in accordance with its established construction standards.

Any extension which in the company's judgment is unreasonable or should not be made at sole cost to the company may be refused, subject to appeal to the Railroad Commission of California, by an informal application or under Section 36 of the Public Utilities Act.

Rule 17.

Any extension which is not to be made at the company's sole cost shall be covered by a written agreement between the company and the applicant, defining the terms and conditions under which the extensions are to be constructed, subject to appeal to the Railroad Commission of California.

And it appearing to the Railroad Commission that this is not a matter requiring a public hearing and that the application should be granted,

IT IS HEREBY ORDERED that Dalidio, Tognini and Ghezzi
be and they are hereby authorized to file with the Railroad Commis-
sion within thirty (30) days of the date hereof and to make effective
on and after the date of filing thereof with the Railroad Commission,
the rules and regulations hereinabove set forth.

Dated at San Francisco, California, this 14th day
of September, 1922.

H. K. Brundage
Erving Martin
Charles J. [unclear]
J. J. [unclear]

Commissioners.