

ORIGINAL

Decision No. \_\_\_\_\_

Decision No. 3665

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of the application of	)	
Southwestern Home Telephone Company	)	
for an order extending time for com-	)	Application No. 2170
pliance with Chapter 499, Laws of	)	
1911, as amended by Chapter 600, Laws	)	
of 1915.	)	

Edgar G. Pratt for Southwestern Home  
 Telephone Company.  
 J. Morgenthauer, H. G. Greene and  
 C. W. McAlpin for Electric Workers.

THELEN and DEVLIN, Commissioners.

O P I N I O N

This is a petition for an order extending the time for compliance with the provisions of Chapter 499, Laws of 1911, as amended by Chapter 600, Laws of 1915, referring to the construction, reconstruction, maintenance and use of electric poles, wires, cables and appliances.

A public hearing in this proceeding was held in Los Angeles on July 18, 1916.

For a statement of the law governing proceedings of this character and of the principles guiding the Railroad Commission in its decision therein, reference is hereby made to the decision this day rendered in Application No. 2222, Los Angeles Gas and Electric Corporation et al.

Petitioner owns and operates a telephone system in and adjacent to the towns of Redlands, Banning, Beaumont, Ferris, Elsinore, San Jacinto, and Hemet in the Counties of San Bernardino and Riverside.

On the effective date of Chapter 499, Laws of 1911, only that portion of petitioner's system which is located outside the limits of incorporated cities, being approximately one-third thereof, complied with the statute. Mr. Ernest Irwin, petitioner's Plant Chief, testified that all new construction and reconstruction subsequent to the effective date of Chapter 499, Laws of 1911, has complied with the statute and that at the present time approximately 50 per cent of the plant within the boundaries of incorporated cities complies with the statute. The principal violations of the law at the present time are in the matter of horizontal clearances and the insulation of guy wires.

Subsequent to the hearing herein, petitioner filed an estimate of the cost of making petitioner's system comply in all respects with the statute. This estimate shows a total estimated expenditure of \$16,629.79, of which sum approximately \$9,667.63 is chargeable to the statute.

In the petition herein petitioner asks for an extension of one year from April 21, 1916. At the hearing, petitioner explained that this request was made on the assumption that petitioner would need more than this time and that a request for an additional extension would hereafter be made. On page 19 of the report filed by petitioner subsequent to the hearing herein, petitioner reports that it will take a gang, consisting of one foreman, one groundman and two linemen with a team or truck approximately 400 working days to complete the work.

Petitioner has been engaged for some time in a financial reorganization.

After careful consideration of all the factors entering into the problem, we have reached the conclusion that

an extension of time until December 31, 1918, should be granted to Petitioner on the conditions specified in the order herein.

We submit the following form of order:

O R D E R

Southwestern Home Telephone Company having applied for an order extending the time within which to comply with the provisions of Chapter 499, Laws of 1911, as amended by Chapter 600, Laws of 1915, and a public hearing having been held,

IT IS HEREBY ORDERED AS FOLLOWS:

1. The time within which petitioner herein shall reconstruct its existing system so as to comply completely with the provisions of Chapter 499, Laws of 1911, as amended by Chapter 600, Laws of 1915, is hereby extended to and including <sup>December 31,</sup> ~~June 30,~~ 1918, on condition that at least one-third of the reconstruction work necessary to be done shall be completed on or before June 30, 1917, at least two-thirds on or before June 30, 1918, and the entire work on or before December 31, 1918.

2. At the times herein directed, petitioner shall file with the Railroad Commission, on forms to be supplied by the Railroad Commission, progress reports showing, in such detail as will be prescribed by the Railroad Commission, the extent to which the necessary reconstruction work has been performed during the period covered by the report and also the extent to which reconstruction work remains to be done, in order that the property will comply with the provisions of Chapter 499, Laws of 1911, as amended by Chapter 600, Laws of 1915. The first report shall cover the period ending December

31, 1916, and shall be filed with the Railroad Commission within fifteen days subsequent thereto. The succeeding reports shall cover the succeeding six months' periods, respectively, and shall be filed on or before the expiration of fifteen days after the termination of each succeeding period of six months.

The foregoing opinion and order are hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 26<sup>th</sup> day of September, 1916.

Max Thelen

H. W. Rowland

Edwin C. Edgerton

Francis R. Dehn

Commissioners