

ORIGINAL

Decision No. 3681

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application)
of GILROY TELEPHONE COMPANY for)
an order extending time for com-) Application No. 2328.
pliance with Chapter 499, Laws of)
1911, as amended by Chapter 600,)
Laws of 1915.)

WHELEN 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.

For a statement of the law governing proceedings of this character and of the principles guiding the Railroad Commission in its decisions 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 the City of Gilroy, Santa Clara County, and vicinity.

A public hearing in this proceeding was held in San Francisco on July 14, 1916. At this time petitioner was unable to present the information required in proceedings of this character. Subsequent to the hearing, petitioner has filed a statement dated August 4, 1916, from which statement it appears that petitioner is at the present time engaged in the reconstruction of its system and that this work will take approximately one year.

We consider petitioner's request to be reasonable and recommend that an extension of time until June 30, 1917, be granted to petitioner, on the conditions specified in the order herein.

We submit the following form of order:

O R D E R.

GILROY 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,

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 June 30, 1917; on condition that at least one-half the reconstruction work necessary to be done shall be completed on or before December 31, 1916, and the entire work on or before June 30, 1917.

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 the 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 15 days subsequent thereto. The next report shall cover the succeeding six month period, and shall be filed on or before the expiration of 15 days after the termination of said six month period.

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 26th day
of September, 1916.

Max Thelen
W. B. ...
Edwin O. Edgerton
Frank R. DeWitt

Commissioners.