

ORIGINAL

Decision No.

3688

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

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of the application )  
of Whittier Home Telephone and )  
Telegraph Company for an order )  
extending time for compliance ) Application No. 2343  
with Chapter 499, Laws of 1911, )  
as amended by Chapter 600, Laws )  
of 1915. )

A. Wardman for Whittier Home Telephone and  
Telegraph 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 19, 1916.

For a statement of the law governing proceedings  
of this character and of the principles guiding the Rail-  
road Commission in its decision therein, reference is here-  
by 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 Whittier, Los Angeles County, and adjacent  
territory.

Mr. A. Wardman, petitioner's General Manager, testified that on the effective date of Chapter 499, Laws of 1911, about 50 percent of petitioner's system complied with the statute. He testified that all construction and reconstruction work subsequent to the effective date of Chapter 499, Laws of 1911, has complied with the statute. At the present time the violations of the statute are nearly all in the City of Whittier and consist principally of violations in the matter of horizontal clearances and failure to install the necessary insulators in the guy wires. Mr. Wardman testified that in his opinion there was no violation with reference to vertical clearances.

Mr. Wardman testified that if an extra crew of men were employed it would take approximately one year to remove the violations of the law. The petition asks for an extension of five years, but at the hearing petitioner modified this request to three years. Petitioner expects to place a portion of its system in Whittier underground as soon as the necessary legal proceedings for certain street improvements in Whittier have been completed.

The petitioner estimates the cost of completing the necessary reconstruction work as \$5,000.00.

Petitioner's annual report for the year ending December 31, 1915, shows a net credit balance of \$15,885.94.

After careful consideration of all the factors entering into the problem, we have reached the conclusion that an extension of time until June 30, 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

Whittier Home Telephone and Telegraph 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 June 30, 1918, on condition  
that at least one-half of the reconstruction work necessary  
to be done shall be completed on or before June 30, 1917,  
and the entire work on or before June 30, 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 Rail-  
road Commission, the extent to which the necessary recon-  
struction 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  
cover the period ending December 31, 1916, and shall  
by Chapter 600, Laws of 1915. The first report shall be  
filed with the Railroad Commission within fifteen days sub-

sequent 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 such 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.

Man Helen  
H. B. Howard  
Edwin O. Edgerton  
Wm. R. Devlin

Commissioners