

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

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of the application of  
Tulare Home Telephone and Telegraph  
Company for an order extending time  
for compliance with Chapter 499, Laws  
of 1911, as amended by Chapter 600,  
Laws of 1915. ) Application No. 2370

G. C. Harris for Tulare Home Telephone and  
Telegraph Company.  
J. Morgenthauer and William Rhys 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  
San Francisco on July 14, 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 the City of Tulare, Tulare County, and unincorporated  
territory adjacent thereto.

Mr. G. C. Harris, petitioner's President, testified

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that petitioner's system violates the statute only with reference to a few open wire leads and a few scattered wires and poles around the outskirts of the town. In some cases cable is attached directly to the pole.

He testified that petitioner had estimated that the work would cost approximately \$1,000.00, and that it can all be done within one year if petitioner's present employees are used for that purpose. All construction work and all new construction work subsequent to the effective date of Chapter 499, Laws of 1911, has complied with the statute.

Petitioner asks an extension of one year, which request we consider to be entirely reasonable. An extension will be granted until June 30, 1917 on the conditions specified in the order herein.

We submit the following form of order:

#### O R D E R

Tulare 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, 1917, on condition that at least one-half of <sup>reconstruction</sup> the 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 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 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 26th day of September, 1916.

Max Thelen  
H. D. Howard

Edwin O. Edgerton  
Thomas R. Dyer

Commissioners