

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application
of BEVERLY HILLS UTILITIES COMPANY
for an order extending time for
compliance with Chapter 499, Laws
of 1911, as amended by Chapter 600,
Laws of 1915.

ORIGINAL

Application No. 2380.

Decision No. 3693

S. M. Haskins for Beverly Hills Utilities Company.
J. Morgenthauer, H. G. Greene and C. W. McAlpin
for Electrical Workers.

THELLER and DEVLIN, Commissioners.

O P I N I O N.

This is a petition for an extension of time within which to comply 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 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 operates an electric distributing system in the City of Beverly Hills, Los Angeles County, and has about 120 customers.

Mr. C. B. Duncan, petitioner's electrician, testified that out of a total of between 375 and 400 poles, the entire system, with the exception of 20 poles, conforms to the regulations of the statute. He testified that the reconstruction work could be entirely completed in the ordinary course of business within 60 days, but that the City is contemplating certain street

illumination, which will delay the reconstruction for at least eight months.

Mr. Duncan testified that it will require the expenditure of approximately \$1250.00 to remove all the violations of the statute. He asked for an extension of one year.

A question was raised at the hearing as to whether or not this system had been entirely constructed subsequent to the effective date of Chapter 499, Laws of 1911. We are in receipt of advice from petitioner to the effect that the original electric system in Beverly Hills was installed by Rodeo Land and Water Company in 1907, and that all work performed subsequent to the effective date of Chapter 499, Laws of 1911, has been done in compliance with the statute.

After careful consideration of all the factors entering into the problem, we have reached the conclusion that an extension of time until June 30, 1917, 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.

BEVERLY HILLS UTILITIES 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 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 the work of reconstruction 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 15 days subsequent thereto. The next report shall cover the succeeding period of six months, and shall be filed on or before the expiration of 15 days after the termination of such succeeding 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
H. J. Rowland
Edwin U. Edgerton
Frank R. Durbin
Commissioners.