

Decision No. _____

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

----- ORIGINAL

Decision No. 3702

In the matter of the application of Consolidated Utilities Company for an order extending time for compliance with Chapter 499, Laws of 1911, as amended by Chapter 600, Laws of 1915,

Application No. 2434

J. O. McDonald for Consolidated Utilities Company.
J. Morgenthaler, H. G. Greene and C. W. McAlpin
for Electric Workers.

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.

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 decision therein, reference is hereby made to the decision this day rendered in Application No. 2322, Los Angeles Gas and Electric Corporation et al.

Petitioner owns and operates a telephone system in and adjacent to the City of Compton, Los Angeles County.

Mr. J. O. McDonald, petitioner's Manager, testified that on the effective date of Chapter 499, Laws of 1911, about 60 per cent of petitioner's system complied with the statute, due primarily, to the fact that it was located outside the limits of incorporated cities. At the present time about

20 per cent of the system does not comply with the statute. The violations of the statute consist principally in failure to observe the provisions for 13-inch horizontal clearances and failure to install the necessary insulators in the guy wires. The violations exist principally in the shoe-string strip of territory connecting Los Angeles with San Pedro.

Mr. McDonald testified that it will cost between \$1,500.00 and \$2,000.00 to complete the work.

Petitioner asks an extension of five years, claiming that the work can be done more economically and without hiring additional help if an extension of five years is granted. Mr. McDonald testified that if necessary the work can be done within two years.

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

Consolidated 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 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 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 Theless

Howard

Edwin O. Edgerton

Frank R. Colver

Commissioners.