

ORIGINAL

Decision No. 3727

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the application)
of LOS GATOS TELEPHONE COMPANY)
for an order extending time for)
compliance with Chapter 499, Laws)
of 1911, as amended by Chapter)
600, Laws of 1915.)

Application No. 2326.

HEELER 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 rendered on September 26, 1916, in Application No. 2222, Los Angeles Gas and Electric Corporation, et al.

Petitioner owns and operates a telephone system in and adjacent to the Town of Los Gatos.

Petitioner reports that its construction subsequent to April 22, 1911, has complied with the provisions of the statute and that in order to remove the existing violations, an expenditure of \$633.50 would be necessary, as follows:

Placing 188 cross-arms.....	\$470.00
Reinstalling 19 cross-arms.....	57.00
Moving 19 cross-arms.....	28.50
Spacing 36 cable-arms.....	
transferring cables and attaching safety clamps	<u>108.00</u>
Total.....	\$633.50

Petitioner asks that an extension of time until December 31, 1917, be granted, which extension we consider reasonable under the circumstances herein, subject to the conditions specified in the order herein.

We submit the following form of order:

O R D E R.

LOS GATOS 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, and the Commission being fully advised in the premises,

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 December 31, 1917, 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 December 31, 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 succeeding reports shall cover the succeeding six months' periods, respectively, and shall be filed on or before the expiration of 15 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 30th day
of September, 1916.

Max Thelen

Alex Gordon

Frank DeWitt

Commissioners.