

ORIGINAL

Decision No. 664

In the matter of the Application of )  
 NORTHERN CALIFORNIA POWER COMPANY, )  
 CONSOLIDATED, for an order authorizing )  
 an increase in rates for electric power )  
 in the unincorporated towns of )  
 Anderson and Cottonwood, Shasta County, ) Application No. 62.  
 and in the unincorporated territory )  
 surrounding the incorporated towns )  
 of Kennett, Redding, Red Bluff and )  
 Corning. )

ESHELMAN and GORDON, COMMISSIONERS.

S U P P L E M E N T A L O P I N I O N

On July 13, 1912, after a hearing duly held the Commission filed its Opinion and Order in the matter of this application establishing certain tentative rates for electrical energy in the territory involved. The effective date of this Order was August 2, 1912. On August 1, 1912, petitioner asked that the effective date be extended thirty days and on August 3, 1912, the Commission issued its Order Extending Effective Date as requested. On August 16, 1912, sixteen days before the extended effective date of the Commission's order in this proceeding the Commission issued its order granting a rehearing in the matter of this application and after several continuances a public hearing was held at Red Bluff on December 28, 1912, and thereafter on December 30, 1912, the Commission filed its final opinion and order establishing a complete system of rates, to become effective on and after January 10, 1913, and which was by stipulation to apply in all territory served by applicant. It will be noted from the above summary that the first order of the Commission in the proceeding and which order set forth certain tentative rates to apply in the territory involved in petitioner's application at no time became effective or affected in any way the rates of petitioner as of October 10, 1911.

It appears that there exists a general misapprehension on the part of the patrons of the Northern California Power Company, Consolidated, which misapprehension is shared by that utility itself as to what rates were actually in effect throughout the territory involved in the application from September 2, 1912, to January 10, 1913, and it is with a view to correcting the misunderstanding above referred to, while not in any manner affecting, altering or amending the Commission's previous order in the matter of this application that we recommend the following form of Supplemental Order:

### S U P P L E M E N T A L   O R D E R

Northern California Power Company, Consolidated, having on May 23, 1912, applied to this Commission for an order authorizing an increase in rates for electric power in certain portions of Shasta and Tehama Counties and after a hearing having been duly held and the Commission having subsequently entered its opinion and order in the matter, and

Whereas the effective date of said order of the Commission was <sup>original</sup> extended by proper order and subsequently said order was suspended by reason of the fact that prior to its extended effective date an order of the Commission granting a rehearing in said proceeding was duly made, and

Whereas after a rehearing duly held the Commission on December 30, 1912 entered its opinion and order in the matter authorizing the establishment of certain rates for electric energy supplied by petitioner in the territory involved in the application and by stipulation in all other territory under the jurisdiction of the Commission which is being served by petitioner, and

Whereas there appears to exist a general misunderstanding on the part of the patrons of petitioner which misunderstanding appears to be shared by petitioner as to what rates were in effect prior to January 10, 1913, and it further appearing that, be reason of this misunderstanding

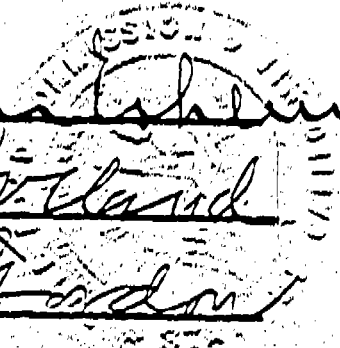
an injustice might in some cases result.

IT IS HEREBY ORDERED that, within twenty days from the date hereof, all sums in excess of the effective rates as of October 10, 1911, collected by petitioner from its patrons for electric service supplied prior to January 1, 1913, in territory within the jurisdiction of the Commission, shall be refunded to such patrons.

AND IT IS FURTHER ORDERED that a true and accurate record of all refunds made under this order be kept by petitioner and that a certified copy of such record shall be filed with the Commission on or before June 1, 1913.

The foregoing Supplemental Opinion and Order are hereby approved and ordered filed as the Supplemental Opinion and Order of the Railroad Commission.

Dated at San Francisco, California, this 9th day of May, 1913.

  
John D. Isherman  
H. S. Glavin  
Gen. Gordon  
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