

Decision No. 28486

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
PACIFIC GAS AND ELECTRIC COMPANY for
an order of the Railroad Commission
of the State of California approving
a certain agreement entered into by
and between applicant and H.C. CAPWELL
COMPANY, dated November 5, 1935.

Application No. 20276

ORIGINAL

BY THE COMMISSION:

OPINION AND ORDER

In this application Pacific Gas and Electric Company, a corporation, asks the Commission to approve an agreement dated November 5, 1935, under which it proposes to supply H.C. Capwell Company, a unit of The Emporium, a California corporation, all of the electric energy which shall be required for the operation of said consumer's electrical machinery and apparatus, and in the conduct of said consumer's business upon its premises situate at Twentieth Street and Broadway, in the City of Oakland, County of Alameda, State of California.

The agreement specifies that all electric energy to be delivered and received under it shall be sixty (60) cycle alternating current, at nominal voltages of one hundred twenty (120) volts for lighting purposes and two hundred forty (240) volts for power purposes.

The following special rates will apply to such deliveries:

Demand Charge:

First 800 kw. or less of maximum demand - \$1,500 per month
Over 800 kw. of maximum demand - - - - - \$0.75 per kw.per mth.

Energy Charge:

All energy at six mills (0.006) per kilowatt hour.

Fuel Oil Claim:

The above energy rate is subject to increase on the basis of 1/10 mill per kilowatt-hour, for each 3.5 cents increase in the market price of fuel oil as regularly quoted by the Standard Oil Company of California, from 29 cents per barrel, f.o.b. Richmond, California, such increase to be computed to the nearest 1/10 mill per kilowatt-hour.

Maximum Demand:

The maximum demand in any month will be the average kilowatt delivery of the 15-minute interval in which such delivery is greater than in any other 15-minute interval in the month.

The initial term of this agreement is five (5) years from and after the first regular meter reading date subsequent to November 5, 1935, and thereafter until terminated by thirty (30) days' written notice by either party. The agreement contains a provision that it shall at all times be subject to such changes or modifications by the Railroad Commission of California as said Commission may, from time to time direct in the exercise of its jurisdiction.

The rates to be accorded the E. C. Capwell Company under this agreement are lower than those heretofore available under the Company's regularly published schedules. The only justification for the approval of the agreement is the impending loss of the load, since the consumer is prepared to install its own generating facilities if a special rate is not accorded.

An analysis of the proposed charges indicates that no burden upon other general consumers will result from the approval

of this special rate agreement. We believe that the Company's request should be granted.

This is a matter in which a public hearing does not appear necessary and good cause appearing therefor,

IT IS HEREBY ORDERED that the above mentioned agreement between Pacific Gas and Electric Company and H. C. Capwell Company, dated November 5, 1935, be and it is hereby approved.

The effective date of this Order shall be the date hereof.

Dated at San Francisco, California, this 13th day of January, 1936.

M B Davis

M B Davis

Leon Whitell

Walter H. ...

Frank ...

Commissioners