

Decision No. 36509

## BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of French-Kitchen Foods Corporation permission is requested to accept deliveries of natural gas under surplus rates without standby for the operation of food dehydrators.

Application No. 25676

BY THE COMMISSION:

OPINION AND ORDER

ORIGINAL

In this application French-Kitchen Foods Corporation petitions the Commission for permission to be served with gas by the Southern California Gas Company under the applicable surplus rate tariff and without installing an auxiliary fuel supply.

The application shows that the French-Kitchen Foods Corporation is engaged in the business of dehydrating and processing foods and vegetables in a plant at Chatsworth, California. It is further represented that the Applicant has already been authorized by the War Production Board to receive gas deliveries up to approximately 8,500 cubic feet per day in said plant and without the necessity of installing an auxiliary standby fuel supply.

The request herein made by petitioner is in the nature of a deviation from the requirements of the utility's gas tariffs and this Commission's Orders and Decisions Nos. 34797 and 34555, issued November 26, 1941 and June 9, 1942, respectively, under Case No. 4591. The aforesaid Orders, among other things, prohibit the sale of surplus gas to new customers or for new uses to old customers after December 16, 1941, unless adequate standby equipment and fuels are provided, or unless approval first be obtained to utilize such gas without standby.

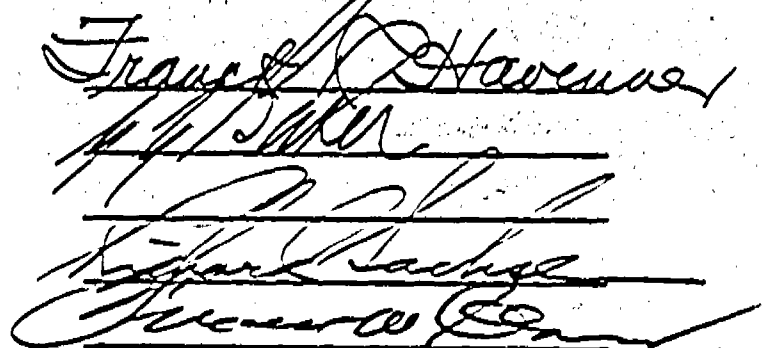
The Commission is of the opinion that where gas is required for the processing and dehydration of foods and vegetables, a deviation from the requirements of standby is normally justified under present day conditions. Under this war emergency it is most difficult, if not impossible, for the customer to obtain and install the necessary standby facilities. Such deviation, however, will only be granted to the petitioner under the requirement that it scrupulously conform to the surplus tariff requirements in reference to shutoff when directed so to do by the utility during periods of gas supply deficiency. Likewise, it is the opinion of the Commission that the deviation should not extend beyond the duration of the war plus six months, and further, under the circumstances a public hearing is not required, and good cause appearing,

It Is Hereby Found As A Fact that the Southern California Gas Company is warranted to render surplus gas service to the extent of approximately 8,500 cubic feet per day and without standby to the dehydrating and food processing plant of the French-Kitchen Foods Corporation located at Chatsworth, California; therefore,

IT IS HEREBY ORDERED that the Southern California Gas Company may render surplus gas service under the appropriate filed tariffs and under the conditions of such tariffs and as limited by the finding hereinbefore set forth, provided that the period of service without standby shall not exceed the war period plus six months unless otherwise authorized by the Commission.

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

Dated at San Francisco, California, this 27<sup>th</sup> day of July, 1943.

  
The block contains three handwritten signatures in cursive script, each written over a horizontal line. The signatures are those of the three commissioners mentioned in the caption below.

Commissioners