

Decision No. 37141

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
SOUTHERN CALIFORNIA EDISON COMPANY LTD.
and MT. WHITNEY LUMBER COMPANY, a Cali-
fornia corporation, for an order of the
Railroad Commission of the State of
California, approving a certain agreement
entered into between applicants and form
of contract for service to consumers on
Mt. Whitney Lumber Company Extension

Application No. 21062

ORIGINAL

BY THE COMMISSION:

SECOND SUPPLEMENTAL OPINION AND ORDER

On May 25, 1944, Southern California Edison Company Ltd. filed its Second Supplemental Application in the above-numbered proceeding, requesting authority to enter into a supplemental service agreement with Mt. Whitney Lumber Company, a copy of which agreement is marked Exhibit "A" and attached to said Second Supplemental Application.

The Lumber Company is a customer receiving electric service under an agreement dated January 12, 1937, which embodies the application of Edison's filed Schedule PCM-1 Zone C and certain provisions covering the construction of line extension facilities. Edison was authorized to supply this service under the terms of said agreement by this Commission's Decision No. 29724 in Application No. 21062. The term of this original agreement is ten years from July 15, 1937, or the date when electric service thereunder was first supplied. Subsequently, by Decision No. 31228, in response to the utility's First Supplemental Application, in the above-numbered matter, the Commission authorized an amendment to the original agreement whereby in place of merely incorporating the reference to Schedule PCM-1 Zone C in said original agreement, the rates of that schedule were actually written into the amended agreement and in fact made a part of the original agreement.

This Second Supplemental Application states that on December 4, 1942, the Lumber Company's saw mill at Johnsonville, California, was destroyed by fire and because of this its operations were curtailed during the year 1943 and will continue to be curtailed until the mill is repaired and reconstructed. Also that as a result of this curtailment of operations during 1943 the Lumber Company was unable to use the amount of energy contemplated under the agreement and, therefore, the minimum charges prescribed in PCM-1 Zone C are considerably in excess of the energy charges calculated under that schedule for 1943 energy consumptions. Under the circumstances, Edison proposes and requests authority to rebill the customer under the rates and charges of its regularly filed Schedule P-1-D Zone C for energy used during the calendar year 1943.

This proposal is amplified in the supplemental service agreement which Edison, in this Second Supplemental Application, requests authority to execute. In consideration of the rebilling of the 1943 consumptions, it is provided in the supplemental agreement that the ten-year term of the original contract, which extended to July 15, 1947, shall be extended for an additional year to July 15, 1948.

Schedule PCM-1 provides for separate metering for power and lighting service and provides separate rates therefor. The Second Supplemental Application requests rebilling under Schedule P-1-D Zone C which is strictly a power service tariff. Edison's request appears reasonable to grant relief to the customer provided the rebilling does not include the billing of combined power and lighting service under Schedule P-1-D Zone C. The Commission, having considered the above application and being of the opinion that a public hearing is unnecessary, and good cause appearing,

IT IS ORDERED that Southern California Edison Company Ltd. is hereby authorized to rebill the Mt. Whitney Lumber Company under filed Schedule P-1-D Zone C for power service supplied to the latter during the year 1943 and is hereby authorized to execute the supplemental agreement which is attached to and made a part of the Second Supplemental Application of Application No. 21062 as

Exhibit "A" provided said supplemental agreement is amended to provide for only the rebilling of power service for the year 1943 under filed Schedule P-L-D Zone C.

IT IS HEREBY FURTHER ORDERED that three copies of the amended supplemental agreement be filed with this Commission not later than sixty days from the date hereof.

In all other respects this Commission's Decision No. 29724 dated April 26, 1937, shall remain in full force and effect.

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

Dated at San Francisco, California this 70th day of June 1944.

Richard L. Lawrence

Justus F. Calverton

Francis L. Havenner

Frank C. ...

Frank C. ...
Commissioners