

Decision No. 37470

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of
 PACIFIC GAS AND ELECTRIC COMPANY, a
 corporation, for an order authoriz-
 ing applicant to file and make effec-
 tive a gas rule and regulation, to be
 designated Emergency Gas Rule and
 Regulation No. 2-A, in words and fig-
 ures as written in the form therefor
 shown in Exhibit "A" hereof.

ORIGINAL

Application No. 25139

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

Under this application Pacific Gas and Electric Company requested an order by this Commission to file and make effective an emergency rule and regulation permitting the closing of surplus tariffs to new customers during the war period.

Such authority was granted by Decision No. 35707, dated August 18, 1942. Accordingly, the utility filed and there was made effective, emergency rule and regulation A-4 - Limitation upon Surplus Natural Gas Service. The conditions and regulations of rule and regulation A-4 are substantially as follows:

1. Surplus natural gas service (this is, service on the GS rate schedules) is closed:
 - (a) To new applicants.
 - (b) To existing and former customers at new locations.
 - (c) To existing customers at present locations served on rate schedules other than those of the GS series.
 - (d) For additional equipment at any location.
2. The Railroad Commission may by rule, order or otherwise establish or permit such exceptions from the conditions of paragraph 1 hereof as it may consider just and reasonable.

This emergency rule and regulation shall terminate six (6) months after the declaration of an armistice in World War II unless extended by action of said Commission.

The Commission is on this date issuing its Third Supplemental Order in Case 4591 covering the investigation of gas utility schedules, rules, regulations and contracts, relating to sale of surplus natural gas. It is the purpose of the Third Supplemental Order to grant to those customers, who were classed as essential⁽¹⁾ by the War Production Board and hence not subject to curtailment under the provisions of the surplus tariff and who have been receiving service on firm gas tariffs, the option of again receiving surplus service in the event such customer is removed from his essential classification by the same agency that originally imposed the classification.

It will be noted that Section 1(c) of emergency rule and regulation A-4 provides that surplus natural gas service is closed to existing customers at present locations served on rate schedules other than those of the GS series. It is therefore necessary to amend Section 1(c) to be in conformity with the Third Supplemental Order of Case 4591.

A public hearing under the circumstances being deemed unnecessary and good cause appearing,

IT IS HEREBY ORDERED that Pacific Gas and Electric Company is hereby authorized to refile its emergency rule and regulation A-4 - Limitation upon Surplus Natural Gas Service, in order that said rule will permit those essential customers who have been entitled to receive uninterrupted gas service by virtue of regulations or orders issued by the national government to again revert to surplus service in the event their status is declared to be such that it will be possible to comply with the shutoff provisions under surplus tariffs. In refiling rule and regulation, A-4 Section 1(c) should read approximately as follows:

(c) To existing customers at present locations served on rate schedules other than those of the GS series except those customers at present locations who, because of their being classified as engaged in essential war work, were required to transfer from surplus service to firm service, provided such customers

(1) An "exempt customer" (essential customer) means a nonresidential consumer whose operations have been determined by the War Production Board to be so important that an interruption of gas deliveries would seriously impair the war effort.

shall have taken firm service for a period of not less than one (1) year and shall make application for surplus service within a period of six (6) months from the date their classification is no longer regarded by the War Production Board as essential to war work.

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

Dated San Francisco California, this 9th day of November, 1944.

Richard Haskie
Justin F. Gannon
Frauct R. Haveney
James H. Fowell
Commissioners