

Decision No. 41871

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**ORIGINAL**

In the Matter of the Application of  
 PACIFIC GAS AND ELECTRIC COMPANY, a  
 corporation, for an order of the  
 Public Utilities Commission of the  
 State of California granting and  
 conferring upon applicant all neces-  
 sary permission and authority to  
 carry out the terms and conditions of  
 a written agreement with L. E. HULSE,  
 dated May 16, 1948 (Exhibit A hereof)

Application No. 29430

OPINION AND ORDER

Pacific Gas and Electric Company requests authority to carry out the terms and conditions of a special agreement with L. E. Hulse for electric service near Longvale, Mendocino County. According to its terms the agreement will not become effective until authorized by this Commission and will be subject at all times to such changes or modifications as this Commission may from time to time direct in the exercise of its jurisdiction.

Service is to be supplied for equipment installed by the customer which is agreed to be temporary equipment of questionable permanency. Pacific agrees that between the hours of 10:30 p.m. and 6:30 a.m. of the following day and on Sundays and legal holidays there will be sufficient energy to supply customer for the operation of the temporary equipment. Customer's load is limited to not more than 350 hp and the power supplied is to be three-phase, 60 cycle, 480 volt nominal service.

The contract provides that in the event of emergency conditions which restrict the available supply of electricity, Pacific shall have the right immediately to discontinue deliveries to this particular customer. The contract further provides that the services

rendered will be billed in accordance with the provisions of rate Schedule P-15, which is attached to and made a part of the contract. The term of the contract is for a period of one year from and after the date electric service is established.

It appears that in the particular region where this service is to be rendered, Pacific's distribution and supply facilities are not of sufficient capacity at all times of the day to take care of the electric requirements of the substantial number of new customers being connected to its lines, as well as all of its other more permanent electric customers. The application alleges that in view of these circumstances customer is willing to receive and Pacific is willing to supply electric service under the limited and restricted conditions established by the contract.

In view of the limited and non-firm nature of the service to be rendered hereunder, it would appear appropriate to modify Schedule P-15 temporarily for application to this customer. Schedule P-15 under special condition (c) provides that demands occurring between the hours of 10:30 p.m. and 6:30 a.m. of the following day and on Sundays and legal holidays will be ignored in determining billing demands where the customer's billing demands have exceeded 400 kw for three consecutive months and have not fallen below 300 kw for 12 consecutive months. While this customer's demand may not equal that required by this provision, it would seem appropriate that the off-peak provision be applied to this customer. If the off-peak provision is applied and no service is taken except during the hours specified, customer's billing demand would be zero. The rates applicable to the service, therefore, are those listed in the rate tabulation of the schedule opposite the 0 - 18 kw classification of billing demand. With a zero kw billing demand the first three rate blocks are eliminated and all energy to this customer will be billed at 0.9 cents per kwhr. In view of the investment in distribution facilities necessary

to serve this customer, it is believed appropriate to apply the minimum charge provision of Schedule P-15 as set forth on the rate sheet in accordance with the billing demands established. While the term of the contract is for the period of one year from the date service is first established, the foregoing deviations from the provisions of Schedule P-15 should not apply after the date on which Pacific notifies customer that firm and unrestricted service is available to the temporary equipment referred to in the contract.

The Commission having considered the application and being of the opinion that the contract submitted therein should be authorized, that the provisions of the contract are consistent with the character of service proposed to be furnished, that the interest of Pacific's other customers will be protected by compliance with its provisions, and that a public hearing in the matter is unnecessary, therefore,

IT IS HEREBY ORDERED that Pacific Gas and Electric Company be and it is hereby authorized:

1. To carry out the terms and conditions of that certain contract dated May 18, 1948, a copy of which is submitted as Exhibit A in the application with L. B. Hulse, to render the service therein contemplated, and to charge and collect the rates specified therein as set forth in the foregoing Opinion.
2. To deviate from the provisions of Schedule P-15 in accordance with the procedure outlined in the foregoing Opinion until the expiration date of the contract authorized herein or until such earlier date as it may

notify customer that full and unrestricted service is available to the temporary equipment for which service is to be rendered under the contract.

The effective date of this Order shall be twenty (20) days from and after the date hereof.

Dated at San Francisco, California, this 20<sup>th</sup> day of July, 1948.

P. F. Drouillard  
Justin J. Quisenberry  
Frank J. Lawrence  
Harold P. Fuls

Commissioners.