

Decision No. 43015

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

(Amended Title)
 In the Matter of the Application of
 PACIFIC GAS AND ELECTRIC COMPANY, a
 corporation, for an order authorizing
 applicant to refile and continue in
 force and effect until December 31, 1949,
 Emergency Gas Rule and Regulation A-4
 (Limitation Upon Surplus Natural Gas
 Service).

Application No. 25139
(Fifth Supplemental)

SIXTH SUPPLEMENTAL ORDER

In this fifth supplemental application, Pacific Gas and Electric Company requests authorization to refile and continue in effect its presently effective Rule and Regulation A-4, Limitation Upon Surplus Natural Gas Service, to and including December 31, 1949, unless otherwise ordered by the Commission.

This rule which limits the availability of surplus natural gas service was made effective on September 25, 1942 and, with minor modifications, has continued to be effective in accordance with authorization granted by decisions of this Commission.^{1/}

The presently effective Emergency Rule and Regulation A-4 provides that it shall remain in full force and effect until June 30, 1949. In its fifth supplemental application, applicant requests that it be permitted to refile the rule in its present form except that it be modified to provide "this emergency rule

1/ Decision No. 35707, August 18, 1942.
 Decision No. 37470, November 9, 1944.
 Decision No. 40464, June 28, 1947.
 Decision No. 41081, December 22, 1947.
 Decision No. 41784, June 29, 1948.
 Decision No. 42347, December 21, 1948.

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and regulation shall remain in full force and effect until December 31, 1949, unless otherwise ordered by the Commission."

In its application, applicant made reference to its pending application (No. 29777) before this Commission and indicated that while the taking of evidence has been completed, the final submission of the application will not occur until about the middle of July, 1949, following the filing by interested parties of reply briefs. In said application, applicant is seeking authorization to withdraw and cancel all of the presently effective surplus natural gas tariffs and, in addition, requests authorization to withdraw and cancel its Emergency Rule and Regulation A-4, Limitation Upon Surplus Natural Gas Service. In view of the pending application, the Commission is of the opinion that Rule and Regulation A-4 should remain in effect until a decision is reached in Application No. 29777. Accordingly, the authorization requested in this fifth supplemental application will be granted.

Under the circumstances, it is deemed unnecessary that a public hearing in this matter should be held and the Commission being advised in the premises, and it being found that Emergency Rule and Regulation A-4 should be continued in effect, and good cause appearing,

IT IS ORDERED that Pacific Gas and Electric Company be and hereby is authorized to refile, effective July 1, 1949, its Emergency Rule and Regulation A-4, Limitation Upon Surplus Natural Gas Service, which rule shall provide that it "shall remain in full force and effect to and including December 31, 1949, unless otherwise ordered by the Commission." This order is subject to such reconsideration and revision as may be deemed appropriate in deciding Application No. 29777.

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

Dated at San Francisco, California, this 21st day of
June, 1949.

R. F. Johnson
Justice F. Bauman
Walter H. ...
Commissioners