

ORIGINALDecision No. 48704

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 SOUTHERN CALIFORNIA EDISON COMPANY,)
 a corporation, for an Order of the)
 Public Utilities Commission of the)
 State of California authorizing it) Application No. 33015
 to carry out the terms of an agree-)
 ment with the City of Anaheim, a)
 municipal corporation, for the fur-)
 nishing of electric service to said)
 City for resale purposes.)

FIRST SUPPLEMENTAL OPINION AND ORDER

By Decision No. 46925 dated April 1, 1952, the Commission granted to Southern California Edison Company authorization to enter into and carry out the terms and conditions of an agreement with the City of Anaheim dated November 13, 1951. Applicant has brought to the Commission's attention two statements in the opinion portion of said decision which applicant believes may lead to possible misinterpretation of the Commission's understanding upon which said decision was rendered. In order that there may be no such misunderstanding the Commission is of the opinion that this supplemental order should be issued.

In the third paragraph of Decision No. 46925 the Commission made note of the term of applicant's agreement with the City of Anaheim under date of November 13, 1951, but did not specifically indicate its understanding that said agreement would continue from year to year subsequent to the close of the initial period on June 30, 1956, unless terminated by either party under the provisions stated in the agreement. Article 9 of the agreement reads as follows:

"9. The term of this Agreement shall be for a period beginning on the effective date hereof and continuing until the 30th day of June, 1956; provided, however, that in the absence of written notice being given by either party to the other of its intention to terminate this Agreement not less than

thirty (30) days prior to the expiration thereof, this Agreement shall continue for another year and from year to year thereafter until terminated by written notice given not less than thirty (30) days prior to the 30th day of June of such year."

Also in the opinion portion of Decision No. 46925 mention was made of the provision contained in the agreement for possible change to 4,160 volts of the City's 2,300-volt distribution system. The opinion stated:

"If during the term of the agreement the City elects to change over its 2,300-volt distribution system to 4,160 volts, Edison will reconnect such apparatus as necessary so that the City may distribute energy at 2,300 volts and 4,160 volts during the period of change-over, provided that the change-over is performed expeditiously and without delay."

In this respect, Article 8 of the agreement reads as follows:

"8. If during the term of this Agreement, City elects to change over its distribution system now being served at 2300 volts to 4160 volts, it is agreed that

(a) Company shall, at its own expense, reconnect its transformers, meters and other appurtenances as may be required to transform energy delivered by Company at a voltage of approximately 11,000 volts to a voltage of approximately 4160 volts, thereby enabling City to distribute energy from said substation referred to in paragraph 3.1(c) hereof at 2300 volts and 4160 volts during the time required by City for the change-over; provided, that the work of changing over City's system from 2300 volts to 4160 volts is performed expeditiously and without delay or interruption until such change-over is fully completed;

(b) City will not require Company to install any additional facilities in order that City may change over its system from 2300 volts to 4160 volts; provided, however, that if it is determined that additional temporary facilities are required by City and Company furnishes such additional temporary facilities, City shall pay to Company upon presentation of bill Company's cost of installing and removing said temporary facilities."

The Commission being of the opinion that the aforementioned statements in its Decision No. 46925 should be amended in order that no misunderstanding may occur,

IT IS HEREBY ORDERED that the third paragraph of Decision No. 46925 dated April 1, 1952, in Application No. 33015, be amended

to read:

The term of the new agreement will become effective upon the date authorized by this Commission and will continue until June 30, 1956, and thereafter for another year, and from year to year thereafter unless terminated by written notice given by either party to the other not less than 30 days prior to June 30, 1956, or not less than 30 days prior to June 30 of such a succeeding year.

IT IS HEREBY FURTHER ORDERED that the first sentence of the fourth paragraph following the statement of rates in the opinion portion of Decision No. 46925 be amended to read:

If, during the term of the agreement, the City elects to change over its 2,300-volt distribution system to 4,160-volt, Edison will reconnect such of Edison's apparatus as is necessary so that the City may distribute energy at 2,300 volts and 4,160 volts during the period of change-over, provided that the change-over is performed expeditiously and without delay.

In all other respects Decision No. 46925 shall remain in full force and effect.

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

Dated at San Francisco, California, this 16th day of June, 1953.

A. T. [Signature]
 President

Justin F. [Signature]

[Signature]

Commissioners