

ORIGINALDecision No. 48846

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of
 PACIFIC GAS AND ELECTRIC COMPANY for
 an order authorizing it to carry out
 the terms and conditions of an agree-
 ment with EMERSON A. FOWLER, an
 individual, doing business under the
 name and style of MERIT MACHINE SHOP,
 dated June 19, 1953, providing for the
 installation by Pacific of special
 electric facilities for use in supply-
 ing electric service to said Customer
 and the payment by the latter of a
 special service charge.
 (Electric - Welding)

Application No. 34482

OPINION AND ORDER

In this application Pacific Gas and Electric Company requests authority to carry out the terms and conditions of an agreement dated June 19, 1953 with Emerson A. Fowler, an individual, doing business under the name and style of Merit Machine Shop, hereinafter called Customer. Said agreement provides for installation of special electric facilities required to serve, among other equipment, an electric welder and payment of a special service charge therefor. A copy of the agreement is attached to the application and marked "Exhibit A".

The agreement states that Customer has requested Pacific to furnish electric service for power and lighting purposes at Customer's new plant located at 1890 Williams Street in the City of San Leandro. The agreement further states that Customer plans to install in aforesaid plant one 11 hp motor-generator DC arc welder, one 12 kva AC arc welder, one 30 kva spot welder, 60 hp in miscellaneous single and polyphase motors and 10 kw of lighting, designed for operation at 120/240 volts single phase and 240 volts polyphase.

It is further stated in the agreement that in order for Pacific to comply with Customer's request it will be necessary for Pacific to install a 120/240 volt single and polyphase service and a special transformer bank consisting of two 15 kva and one 50 kva 12,000-120/240 volt transformers and fixtures appurtenant thereto, hereinafter called special facilities, of which 25 kva in additional transformer capacity is required for operation of said 30 kva spot welder at the plant.

The application states that the special facilities are to be furnished by Pacific at a cost of \$2,300 of which amount \$713 is chargeable to the spot welder service. The agreement provides that in consideration for such installation Customer shall execute an electric service contract with Pacific providing for the furnishing by Pacific of all electric energy which shall be required for the operation of Customer's electrical machinery and apparatus, and in the conduct of Customer's business at said plant. The agreement also provides that Customer shall pay to Pacific a special service charge in consideration of Pacific installing, owning, maintaining and operating said additional capacity at the rate of \$5 per month, in addition to the regular charges for electric service furnished Customer under said contract. Said special service charge shall be payable on the commencement date of service under said electric service contract, and thereafter each month on the same date as charges for service rendered under said contract become due, for a period of three years from and after commencement date, and after said period until terminated by either party thereto giving the other party 30 days' prior written notice thereof. The special service charge of \$5 per month here involved is based on 20 cents per month per kva of special transformer capacity (25 kva) required for Customer's aforementioned welder load.

The agreement contains provisions that it shall not become effective until authorized by the Commission and it shall be subject, at all times, to changes or modifications by this Commission in the exercise of its jurisdiction.

In its application Pacific states that the annual gross revenues to be received from Customer for electric service will be approximately \$150 and that the terms of said agreement under the circumstances obtaining are fair, just and reasonable to Pacific and to Customer.

The rates, rules and regulations pertaining to the supplying of electric service to welders are the subject of investigation in a reopened proceeding (Case No. 4963) now before the Commission. It appears appropriate, therefore, to grant Pacific's request in the present application and to place the parties on notice that a final determination in said case may require a modification of the agreement of June 19, 1953 with respect to service to the welder.

The Commission having considered the above-entitled application and being of the opinion that the request of applicant should be granted and that a public hearing thereon is not necessary,

IT IS HEREBY ORDERED that Pacific Gas and Electric Company be and it is authorized to carry out the terms and conditions of the written agreement dated June 19, 1953 with Emerson A. Fowler, an individual, doing business under the name and style of Merit Machine Shop, and to render the service described therein under the terms, charges and conditions stated therein.

IT IS HEREBY FURTHER ORDERED that Pacific Gas and Electric Company shall file with this Commission a statement showing the date

on which service thereunder is established and subsequently shall file a statement promptly after termination, showing the date when said agreement was terminated.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 21st day of July, 1953.

R. B. [Signature] President
Justin F. [Signature]
Harold [Signature]
Samuel P. [Signature]

 Commissioners