

ORIGINAL

Decision No. 49730

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

(Amended Title))	
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 J. M. WHALEN, doing business)	
under the name and style of THE)	
MONTAGUE COMPANY, dated January 14,)	Application No. 33500
1954, providing for the installation)	(First Supplemental)
by Pacific of special electric facil-)	
ities for use in supplying electric)	
service to said Customer and the pay-)	
ment by the latter of a special serv-)	
ice charge.)	
(Electric))	

FIRST SUPPLEMENTAL OPINION AND ORDER

In this application, Pacific Gas and Electric Company requests authority to carry out the terms and conditions of an agreement dated January 14, 1954, with J. M. Whalen, doing business as The Montague Company. A copy of this agreement, marked Exhibit B, is attached to this supplemental application.

Pacific is presently furnishing service to customer in accordance with an existing agreement, dated June 5, 1952, which was authorized by Decision No. 47460. The new agreement dated January 14, 1954, will cancel and supersede the afore-mentioned existing contract dated June 5, 1952.

Pacific now furnishes electric service to customer for lighting purposes and for the operation of 37 hp in polyphase motors, 7 hp in single-phase motors, two 5 kva single-phase arc welders and one 40 kva single-phase spot welder installed in the latter's plant, located at 797 West Avenue 135, in the City of San Leandro, County of Alameda, State of California. The agreement states that customer

plans to install an additional single-phase spot welder rated at 75 kva, in said plant. It will be necessary for Pacific to replace the existing special transformer bank consisting of two 10 kva and one 37½ kva 12,000/240-volt transformers with a special transformer bank consisting of one 50 kva and two 75 kva 12,000-120/240-volt transformers and fixtures appurtenant thereto, hereinafter called special facilities, of which 155 kva of transformer capacity is required for operation of customer's said spot welders.

The application states that the special facilities are to be furnished by Pacific at a cost of approximately \$2,630, of which amount \$2,038 is chargeable to the welder service. The agreement provides, among other things, that in consideration for such installation customer shall purchase from Pacific during the term of the agreement all of the electric energy which shall be required by customer for the operation of electric machinery and apparatus at said plant, and for all electric energy and service furnished thereunder customer shall pay Pacific in accordance with the rates and charges set forth in Pacific's Schedule A-1(p), or such other applicable schedule in lieu thereof as may hereafter be authorized by this Commission, and in addition hereto customer shall pay to Pacific a special service charge in consideration of Pacific's installing, owning, maintaining and operating said additional transformer capacity required for operation of customer's said spot welders, at the rate of \$31 per month. The special service charge involved is based on 20 cents per month per kva of special transformer capacity required for the spot welder load.

The agreement provides that it shall continue in full force and effect for the term of three years from and after December 22, 1953, and shall continue thereafter until terminated by either party thereto giving the other 30 days' prior written notice

of such termination. The agreement further provides that it shall not become effective until authorized by this Commission and that at all times it shall be subject to such changes or modification by this Commission as said Commission from time to time may direct in the exercise of its jurisdiction.

In its application Pacific estimates that the annual gross revenue to be received from customer for electric welder service will be approximately \$575.

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 January 14, 1954, with respect to service to the welders.

The Commission having considered the above 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 January 14, 1954, with J. M. Whalen, doing business under the name and style of THE MONTAGUE COMPANY, 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 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 7th day of March, 1954.

R. J. [Signature]
President
Justin F. [Signature]
[Signature]
[Signature]
Derna [Signature]
Commissioners