

ORIGINALDecision No. 49965

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 to carry out) Application No. 35337
 an agreement with Mastic Tile Corporation)
 of America, a New York corporation,)
 dated February 26, 1954.)

OPINION AND ORDER

In this application Southern California Edison Company requests authority to carry out the terms and conditions of an agreement dated February 26, 1954 with Mastic Tile Corporation of America, hereinafter referred to as customer. The agreement provides for the installation of certain special facilities required to provide a higher than normal degree of service desired by customer. A copy of the agreement is attached to the application and marked Exhibit "A".

Edison has agreed to furnish, install, operate and maintain in addition to the facilities supplied with normal service a G & W Automatic Transfer, manual reset oil breaker, and appurtenant equipment. Customer will pay to Edison for said added facilities, with and at the same time it pays its monthly energy bill, a sum equal to 1 $\frac{1}{4}$ % per month of Edison's actual investment over and above the amount of investment required to render normal service. The amount of such additional investment is estimated to be \$3,946.32. Said monthly charges shall be adjusted to the actual amount of investment when same shall have been determined.

In the event customer should decide to terminate this agreement at any time within the original five-year term, customer

agrees to pay the actual installation and removal cost of facilities necessary to render such service in the amount of \$1,788.41. In the event customer should decide to terminate this agreement during construction of such facilities, customer agrees to pay the actual amount incurred by Edison in installing and removing the partially constructed facilities.

In the event that customer's demand exceeds 2,500 kva, customer may request Edison to install such additional facilities as may be required to serve the increased load or to terminate the contract on 60 days' notice. Failure on the part of the customer to exercise either option within 60 days may, at the option of Edison, be treated as termination of the agreement. Customer agrees to pay for the added investment required for any such additional facilities and the installation and removal cost thereof on the same terms as herein stated.

The term of this agreement is for a period of five years from and after the date when service is first rendered and from year to year thereafter, or until such time as the agreement between the parties hereto covering the supply of electric service to customer's manufacturing plant is terminated, subject, however, to the right of either party at any time to terminate this agreement by giving the other 60 days' written notice.

The contract contains the provision that it shall at all times be subject to such changes or modifications as the Public Utilities Commission of the State of California may direct from time to time in the exercise of its jurisdiction.

The Commission having considered the request of applicant and being of the opinion that the application should be granted and that a public hearing is not necessary; therefore,

IT IS HEREBY ORDERED that Southern California Edison Company be and is authorized to carry out that certain agreement with Mastic Tile Corporation of America, dated February 26, 1954, under the terms and conditions set forth in said agreement.

IT IS HEREBY FURTHER ORDERED that Southern California Edison Company shall file with this Commission a statement showing the date when service was first rendered 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 27th day of April, 1954.

R. F. Johnson
 PRESIDENT

Justus J. C. ...

Benjamin Pottel

W. E. ...

Gene ...
 COMMISSIONERS