

Decision No. 54574

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
PACIFIC GAS AND ELECTRIC COMPANY for)
authority to increase rates applica-)
ble to natural gas service in the)
territory formerly served by Coast)
Counties Gas and Electric Company)
within the State of California.)

Application No. 34107
(F H)

In the Matter of the Application of)
PACIFIC GAS AND ELECTRIC COMPANY to)
increase its present rates and)
charges for natural gas service in)
the manner and to the extent herein)
set forth.)

Application No. 35256
(F H)

In the Matter of the Application of)
PACIFIC GAS AND ELECTRIC COMPANY to)
increase its present rates and)
charges for natural gas service in)
the manner and to the extent herein)
set forth.)

Application No. 36635
(F H)

In the Matter of Application of)
SOUTHERN CALIFORNIA GAS COMPANY for)
a general increase in gas rates)
under Section 454 of the Public)
Utilities Code.)

Application No. 33700
(F H)

In the Matter of the Application of)
SOUTHERN CALIFORNIA GAS COMPANY for)
a general increase in gas rates)
under Section 454 of the Public)
Utilities Code.)

Application No. 34975
Second Supplemental
(F H)

In the Matter of the Application of)
SOUTHERN COUNTIES GAS COMPANY OF)
CALIFORNIA for a general increase)
in gas rates under Section 454 of)
the Public Utilities Code.)

Application No. 33699
(F H)

In the Matter of the Application of)
SOUTHERN COUNTIES GAS COMPANY OF)
CALIFORNIA for a general increase in)
gas rates under Section 454 of the)
Public Utilities Code.)

Application No. 35742
Second Supplemental
(F H)

APPEARANCES

See Appendix A attached hereto

ORDER DISCONTINUING PROCEEDINGS

On February 27, 1956, the Supreme Court of the United States rendered decisions in United Gas Pipeline Company v. Mobile Gas Service Corporation and Federal Power Commission v. Mobile Gas Service Corporation, Nos. 17 and 31, October Term, 1955, and Federal Power Commission v. Sierra Pacific Power Company, and Pacific Gas and Electric Company v. Sierra Pacific Power Company, Nos. 51 and 53, October Term, 1955, the effect of which decisions was to raise certain questions respecting the jurisdiction of the Federal Power Commission to accept for filing and review the increased gas rate schedules of El Paso Natural Gas Company involved in Federal Power Commission Docket No. G-2018 and Docket No. G-4769. On March 20, 1956, this Commission (the California Public Utilities Commission) issued orders in each of the proceedings herein reopening such proceedings for further hearing for the purpose of determining whether any or all of the following decisions of this Commission granting applicants increases in gas rates to offset contingent increases in the cost of gas purchased by them from El Paso Natural Gas should be modified: Decision No. 48484 issued April 14, 1953, in Application No. 34107; Decision No. 50744 issued November 4, 1954, in Application No. 35256, as amended. by Decision No. 51126 issued February 23, 1955; Decision No. 51360 issued April 19, 1955, in Application No. 36635; Decision No. 47992 issued December 2, 1952, in Application No. 33700; Decision No. 51359 issued April 19, 1955, in Application No. 34975 (Second Supplemental); Decision No. 47991 issued December 2, 1952, in Application No. 33699; and Decision No. 51361 issued April 19, 1955, in Application No. 35742 (Second Supplemental).

By Decision No. 53194 issued June 4, 1956, herein, the Commission (1) found that none of the decisions previously issued

in these proceedings should be modified, (2) discontinued these proceedings in so far as matters pertaining to Federal Power Commission Docket No. G-2018 are concerned, and (3) held the proceedings open for later consideration of the matters herein pertaining to Federal Power Commission Docket No. G-4769.

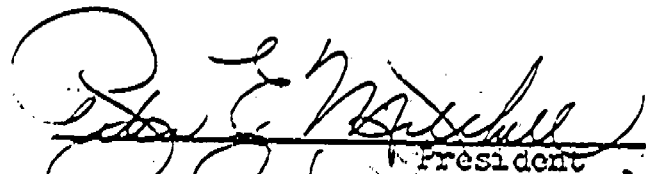
This Commission has participated in the hearing on Federal Power Commission Docket No. G-4769 which has now been taken under submission by the Federal Power Commission. During the course of such hearing neither this Commission nor any other party raised any issue respecting the jurisdiction of the Federal Power Commission to accept for filing and review the increased gas rate schedules of El Paso Natural Gas Company in Docket No. G-4769 by reason of the decisions of the United States Supreme Court referred to above.

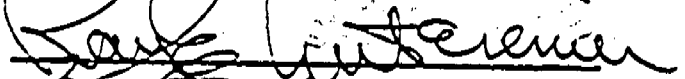
Good cause therefor appearing,


IT IS HEREBY ORDERED that the proceedings herein are also discontinued in so far as jurisdictional matters pertaining to Federal Power Commission Docket No. G-4769 are concerned.

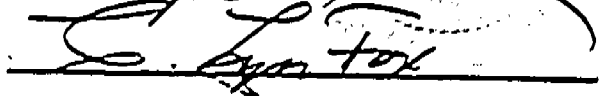
The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 25th day of February, 1957.



President






Commissioners

Commissioner Rex Hardy, being necessarily absent, did not participate in the disposition of this proceeding.

APPENDIX A
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Appearances in all proceedings herein:

F. T. Searls and John C. Morrissey for Pacific Gas and Electric Company; T. J. Reynolds and Harry P. Letton, Jr., for Southern California Gas Company; and Milford Springer and Frederick Dutton for Southern Counties Gas Company of California, applicants.

Bruce Renwick, Harry W. Sturges, Jr., and Rollin E. Woodbury for Southern California Edison Company; Robert N. Lowry of Brobeck, Phleger & Harrison for California Manufacturers Association; Joseph T. Enright and Norman Elliott of Enright and Elliott and Waldo A. Gillette for Monolith Portland Cement Company; Paul Kayser in propria persona; W. D. MacKay of Commercial Utility Service for Challenge Cream & Butter Assn.; Robert E. Michalski for City of Palo Alto; J. J. Deuel and Bert Buzzini for California Farm Bureau Federation; Kenneth Lemon for California Electric Power Company; Dion R. Holm, City Attorney, and Paul L. Beck for City and County of San Francisco; Oliver Rands for Twelfth Naval District; and Roger Arnebergh, City Attorney, Alan G. Campbell, Assistant City Attorney, and T. M. Chubb, General Manager and Chief Engineer of the Department of Public Utilities and Transportation, by Alan G. Campbell for the City of Los Angeles, interested parties.

Boris E. Lakusta for the Commission staff.

Additional Appearances in Application No. 34107

W. E. Johns and J. E. Sheeks for Coast Counties Gas and Electric Company, applicant.

Edson Abel for California Farm Bureau Federation and W. D. MacKay for Gentry, Incorporated, interested parties.

Charles W. Mors for the Commission staff.

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Additional Appearances in Application No. 35256

Robert H. Gerdes and R. W. DuVal for Pacific Gas and Electric Company, applicant.

Thomas M. Carlson, W. E. Thompson, Grant G. Calhoun and John T. Garvey for City of Richmond; John Bauer for City of Palo Alto, protestants.

Thomas A. Toomey, Jr., for City and County of San Francisco; John W. Collier for City of Oakland; Edson Abel for California Farm Bureau Federation; and William Biddick, Jr., for City of Stockton, interested parties.

Charles W. Mors and John Donovan for the Commission staff.

Additional Appearances in Application No. 36635

R. H. Gerdes and R. W. DuVal for Pacific Gas and Electric Company, applicant.

Robert E. Michalski for City of Palo Alto; Grant C. Calhoun and Thomas M. Carlson for City of Richmond, and Robert A. Boon for City of Roseville, protestants.

George D. Rives of Brobeck, Phleger & Harrison for California Manufacturers Association; J. F. Coakley and Bernard M. King for County of Alameda; John W. Collier and Robert E. Nisbet for City of Oakland; Fred C. Hutchinson and Robert T. Anderson for City of Berkeley; Richard M. Ramsey for City of Santa Rosa; A. Watson Conner for City of Los Altos; Fred J. Groat for A. D. Edmonston, State Engineer; Lloyd E. Cooper for California Pacific Utilities Company; William M. Laub for Southwest Gas Corporation; Edson Abel for California Farm Bureau Federation; W. D. MacKay for Gentry Division, Consolidated Grocers Corporation and Sing Hop Company; William Biddick, Jr., for City of Stockton; Thomas L. McHugh for certain citizens of Santa Cruz, interested parties.

Freyman Coleman and Charles Mors for the Commission staff.

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Additional Appearances in Applications
Nos. 33699 and 33700

Robert Russell for City of Los Angeles; Clarence A. Winder for City of Pasadena; George D. Rives of Brobeck, Phleger & Harrison for California Manufacturers Association; J. F. Davenport, W. H. Seaman and R. J. Cahall for Southern California Edison Company; Commander J. M. Beauchamp, Jr., for Eleventh Naval District, Legal Office; O. G. Cook for Secretary of the Army and Federal Executive Agencies, Sixth Army Area; Sherman Chickering of Chickering and Gregory for San Diego Gas and Electric Company; W. D. MacKay for Exchange Orange Products Company, interested parties.

Walter B. Wessells for the Commission staff.

Additional Appearances in Application No. 34975
(Second Supplemental) and Application No. 35742
(Second Supplemental)

Robert W. Russell for the City of Los Angeles; George D. Rives of Brobeck, Phleger & Harrison for California Manufacturers Association; Jesse E. Jacobsen for City of Banning; Henry E. Jordan for City of Long Beach; W. D. MacKay for Exchange Orange Products Company; John Bury for Southern California Edison Company; Preston Turner for City of Anaheim; Jean L. Vincenz for County of San Diego; Clarence A. Winder and Frank L. Kostlan for City of Pasadena; Edwin Goodwin for Hollywood Consumers League, interested parties.

Charles W. Mors and Theodore Stein for the Commission staff.

Additional Appearances in Application No. 35742
(Second Supplemental)

Sherman Chickering of Chickering and Gregory for San Diego Gas and Electric Company, protestant.