

ORIGINAL

Decision No. 58427

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
THE CALIFORNIA OREGON POWER COMPANY) Application No. 39096
for authority to alter its Rules)
and Regulations.)

Brobeck, Phleger & Harrison by Robert N. Lowry
for applicant.

Public Utilities Commission of Oregon by David Don,
California-Pacific Utilities Company by Lloyd E. Cooper,
California Farm Bureau Federation by Bert Buzzini and Joseph Q. Joynt, interested parties.

Robert W. Seardslee for the Commission staff.

OPINION AND ORDER

By this application, filed May 27, 1957, The California Oregon Power Company seeks authority to alter its rules applicable to electric service in California.

Public hearing in the matter was held before Examiner F. Everett Emerson on October 2, 1957, at San Francisco, at which time evidence was adduced and the matter submitted.

Many of the provisions of applicant's present rules, most of which have been effective for more than thirty years, are not consistent with present-day operating conditions and, in some instances, are not in accord with current economic and business conditions. Applicant's intent, in proposing revision of its rules, is to place them in such condition as to reflect present-day practices, to clarify and to simplify provisions of the rules and, so far as may be practicable, to have a set of rules which will be equally suitable and applicable to both applicant's California and Oregon operations.

In this proceeding all of applicant's present rules are under review, except Rule No. 20 having to do with line extensions. Said Rule No. 20 will be considered in connection with Case No. 5945, an investigation, on the Commission's own motion, into the reasonableness of extension rules of the major gas and electric utilities in California. Pending decision in such case, applicant proposes to retain its present extension rule without change.

Applicant's presentation herein consisted of the introduction of two exhibits and the testimony of its Civil and Rate Engineer. Other parties to the proceeding presented no evidence but undertook the cross-examination of applicant's witness.

Applicant's proposals respecting rule revision require little comment. They are desirable both from the public's and from the utility's standpoints. Some of the questions directed to the witness caused him to suggest additional minor revisions or rewording of some portions of a few rules. In our opinion applicant's proposed rules, as amended, reworded or clarified by the oral testimony of applicant's witness and as further revised herein to provide reasonable uniformity as between electric utilities, are fair and reasonable rules and are not adverse to the public interest. The rules to be authorized are in harmony with the rules recently authorized in Decision No. 53993, decided October 30, 1956 (55 Cal. P.U.C. 265), for a large electric utility operating in California. Uniform rules facilitate public understanding of the tariffs and tend to minimize administrative problems; however, completely uniform rules are not always practicable because of local operating conditions. Filing of the proposed rules will be authorized as set forth in the order herein.

It is found as a fact that increases in rates and charges or more restrictive conditions which may result from the rules herein after authorized are justified and that present rules, in so far as they differ therefrom, are for the future unjust and unreasonable.


O R D E R


The California Oregon Power Company having applied to this Commission for an order authorizing it to revise, modify and alter rules applicable to electric service in California, public hearing having been held and the matter having been submitted, the matter is now ready for decision based upon the evidence and the findings and conclusions contained in the foregoing opinion; therefore,

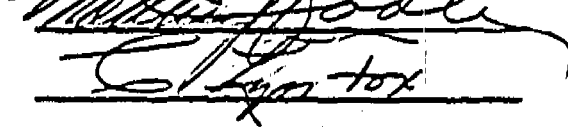
IT IS HEREBY ORDERED that applicant is authorized to file, in quadruplicate, with this Commission, in accordance with the provisions of General Order No. 96, the rules set forth in Exhibit C attached to the application herein as specifically approved or modified by Appendix A attached to this order, and, after not less than five days' notice to the public and to this Commission, to make said rules effective as of January 1, 1958.

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

Dated at San Francisco, California, this 1st day of April, 1958.



President




The rules set forth in Exhibit C attached to Application No. 39096 are authorized as specifically approved or modified hereinafter.

Preliminary Statement

Approved without change.

Rule 1

Connected Load. Insert period after word "time" and delete the remainder of the sentence.

Rule 2

C-1. 7½ to but not incl. 20 hp.
Change "Remarks" to read: "1 phase may be supplied when mutually agreeable to the customer and to the Company."

E. Allowable Motor Starting Conditions

Change E-3 to E-4.
Insert new paragraph E-3 to read: "For motors of ½ hp or less, served at 120 volts, the maximum allowable starting current shall be 46 amperes or 5 kva."

Rule 3

Approved without change.

Rule 4

A-2. Change word "five" to "three".

A-3. Change word "five" to "three".

Rule 5

B-2. Change to read: "Should you question this bill, please request an explanation from the Company. If not explained to your satisfaction, please ask at any Company office for Rule No. 10 which explains the procedure of taking up disputed bills with the Regulatory Authority having jurisdiction in your State. For information about payment of bills, discontinuance of service and reconnection service charge, please ask for Rules Nos. 9 and 11."

Rule 6, Rule 7, Rule 8, Rule 9

Approved without change.

Rule 10

Change numeral "10" to "15" in first paragraph.

Rule 11

- A. Change numeral "10" to "15".
- C. Change phrase "in violation of law or municipal ordinances" to read: "in violation of applicable laws, ordinances, rules or regulations of public authorities."

Rule 12

Approved without change.

Rule 13

Change Sections C and D to D and E respectively. Insert new Section C to read as follows:

- C. Change to permanent status.
 - 1. "If the electrical machinery or apparatus originally installed, or its equivalent, is operated for a period of thirty-six consecutive months from the date service is first delivered under this rule and if the business has proved its permanency to the satisfaction of the Company, the payment made by the applicant pursuant to Section A hereof shall be adjusted to the basis of the Company's filed rules in effect at the time of adjustment, covering extensions for electric service of a permanent and established character, provided the customer then complies with all the rules applicable to electric service."
 - 2. In no event shall an installation be classed as temporary subsequent to the expiration of the refund period.

Rule 14

Approved without change.

Rule 15

Rule No. 20, Electric Extensions, of applicant's presently effective rules is to be renumbered as Rule No. 15, Line Extensions, and retained without change, pending disposition of Case No. 5945.

Rule 16

- B-2a. Change to read: "The customer shall, in accordance with Company standards, which will be supplied upon request, install and maintain at his own expense the underground service from the base of the Company's pole to the customer's premises. In addition, the customer shall also furnish for installation by the Company, at his own expense, the necessary cable and material to reach the service arm of the designated pole and the Company will thereafter maintain this material at the customer's expense."

Rule 17

Approved without change.

Rule 18

- A. Add to first sentence the phrase: "except as may be provided for in the rate schedule".