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ORIGINAL

Decision No. 67951

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
PACIFIC GAS AND ELECTRIC COMPANY for)
authorization to carry out the terms)
and conditions of an agreement with)
AIR PRODUCTS AND CHEMICALS, INC.)
which amends an existing contract.)
(Electric))

Application No. 46887
(Filed August 11, 1964)

OPINION AND ORDER

Pacific Gas and Electric Company (Pacific) requests an order granting authority to carry out the terms and conditions of an agreement dated May 13, 1964 with Air Products and Chemicals, Inc., (Customer) which amends an existing agreement dated April 5, 1956 relating to furnishing electric service for Customer's liquid oxygen plant at Nimbus, Sacramento County.

Decision No. 53428 dated July 16, 1956 in Application No. 38058 authorized Pacific to carry out the terms and conditions of an agreement dated April 5, 1956 with Air Products, Inc. A copy of this agreement is attached to the application as Exhibit A. Said agreement provides for the supply of electric power and energy to Customer under Pacific's Schedule A-13, General Service-Demand Metered.

Customer has now elected to take service under Pacific's Schedule A-14, General Service-Large Demand Metered. Pacific and Customer entered into a supplemental agreement dated May 13, 1964 which amends the agreement of April 5, 1956 providing service under Schedule A-14.

A copy of the supplemental agreement is attached to the application as Exhibit B.

The application states that for the twelve-month period ending December 17, 1963, Customer's consumption of electric energy was 90,648,000 kilowatt-hours for which it was billed under Schedule A-13 the amount of \$782,484.98. Based on the same consumption and billed under Schedule A-14, Customer would have paid \$718,010.40 resulting in a saving of \$64,474.58. Customer therefore qualifies for service under Schedule A-14.

A ten-year contract is required for service provided under Schedule A-14. Under the terms of the supplemental agreement, the existing agreement of April 5, 1956 is extended for a period of ten years from February 1964 which is stated to be the date on which service was first supplied to Customer on Schedule A-14.

The application states that all provisions of the existing agreement not inconsistent or in conflict with the supplemental agreement of May 13, 1964 shall continue in full force and effect during the term of the contract as amended.

The Commission finds that the proposed supplemental agreement is not adverse to the public interest and concludes that the application should be granted. A public hearing is not necessary.

IT IS ORDERED that:

1. Pacific Gas and Electric Company is authorized to carry out the terms and conditions of the written supplemental agreement dated May 13, 1964 with Air Products and Chemicals, Inc., a copy of which is attached to application as Exhibit B.

2. Applicant shall file with this Commission within thirty days after the effective date of this order, four certified copies of the agreement as executed.

3. Applicant shall notify the Commission, in writing, the date of termination of the agreement within thirty days after date of termination.

4. Applicant shall file with this Commission within one hundred eighty days after the effective date of this order and in conformity with General Order No. 96-A the summary required by that general order, listing all contracts and deviations including the agreement herein authorized. Such list shall become effective upon five days' notice to the Commission and to the public after filing as hereinabove provided.

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

Dated at San Francisco, California, this 17
day of OCTOBER, 1964.

Fredrick B. Holsloff
President
Everett C. McKeage
George T. Trover
William W. Bennett

Commissioners

Commissioner Everett C. McKeage, being necessarily absent, did not participate in the disposition of this proceeding.