

ORIGINAL

Decision No. 80622

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In re the application of Sierra Telephone Company, Inc., for authority to make effective a contract for the extension of telephone service to Yosemite Lakes Park, Madera County, California, on terms other than as provided in applicant's filed tariff schedules.

Application No. 53401
(Filed June 15, 1972)

William G. Fleckles, Attorney at Law, for Sierra Telephone Company, Inc., applicant.
Paul N. Crane, Attorney at Law, for Yosemite Lakes Park, interested party.
Ermet Macario, for the Commission staff.

OPINION AND ORDER

Hearing on this application was held after due notice in San Francisco before Examiner Coffey on July 28, 1972. The matter was submitted on said date.

Applicant (Sierra) provides public utility telephone service within portions of Madera and Mariposa Counties.

Yosemite Lakes, Inc. (Yosemite) is developing land in Madera County lying within the service area of Sierra's Coarsegold Exchange but beyond the present existing circuits of said exchange. Said development is known as Yosemite Lakes Park. Unit No. 1 of the development will consist of 518 residential lots.

Yosemite has requested Sierra to extend its telephone system so as to provide one-party telephone service to any of the lots within Unit No. 1. Sierra has estimated the cost of the requested extension to be \$100,000.

By the agreement, dated June 13, 1972, attached to the application as Exhibit A, Yosemite agrees to pay Sierra the sum of \$100,000 in consideration for which Sierra promises, within a

reasonable time after receipt of written request of Yosemite for service within Unit No. 1, subject to Sierra's tariff schedules and rules, to extend, construct and maintain all facilities necessary to provide one-party telephone service to any of the 518 lots within said Unit No. 1. The payment to be made by Yosemite to Sierra is to be made in advance of the extension of telephone service to lots in Unit No. 1 and is not refundable for any reason. Sierra will retain ownership of all facilities constructed or installed by it.

Findings and Conclusions

1. The present cost of extending Sierra's telephone system to provide one-party telephone service to any of the lots within Unit No. 1 of Yosemite Lakes Park is \$100,000.
2. Approximately 300 lots in Yosemite Lakes Park Unit No. 1 have been sold.
3. Sierra plans to install a temporary system to Unit No. 1 until the number of subscribers justifies installation and maintenance of a permanent system.
4. Sierra plans to expand its plant so that it can offer one-party service to all subscribers.
5. Sierra has the financial resources to consummate its plans.

We conclude that applicant's request will not be adverse to the public interest and should be granted. The approval of this request should not be construed in any way as approval of applicant's proposal to offer only one-party service to subscribers.

IT IS ORDERED that Sierra Telephone Company, Inc. is authorized to carry out with Yosemite Lakes, Inc. the terms of the agreement dated June 13, 1972, attached to the application as Exhibit A.

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

Dated at Los Angeles, California, this 17th day of OCTOBER, 1972.

Vernon L. Sturgeon
President
Leslie J. Sturgeon
Donald E. Sturgeon
Franklin Sturgeon
Commissioners