

BP

Decision No. 83443

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
SOUTHERN CALIFORNIA GAS COMPANY for
(a) A General Increase in its Gas
Rates, and (b) For Authority to
Include a Purchased Gas Adjustment
Provision in its Tariffs.

Application No. 53797
(Filed January 19, 1973)

ORDER DENYING REHEARING
AND MODIFYING DECISION NO. 83160

Petitions for rehearing of Decision No. 83160 were filed by the General Services Administration (GSA) on July 25, 1974 and by Southern California Edison Company (Edison) on July 26, 1974. On August 7, 1974, Southern California Gas Company (SoCal) filed a response to GSA's petition. On the same date, San Diego Gas and Electric Company (SDG&E) filed a response to Edison's petition. On August 19, 1974, SoCal also filed a response to Edison's petition. On August 20, 1974, GSA filed a motion to strike SoCal's response to GSA's petition.^{1/} The petitions of GSA and Edison both relate to the rate schedules authorized by the Commission in Decision No. 83160.

The Commission, after considering each and every allegation of both petitions, is of the opinion that neither GSA nor Edison has shown good cause for rehearing of Decision No. 83160. However, the Commission believes that Decision No. 83160 should be modified in one respect.

At page 7 of its petition for rehearing GSA takes exception to the Commission's statements in Decision No. 83160 regarding possible attempts by the military to coerce SoCal into reopening

^{1/} The Commission is of the opinion that GSA has not stated sufficient grounds for striking SoCal's response to GSA's petition.

Schedule G-20 by withholding payments due for service to Lemoore Naval Air Station. (See Decision No. 83160, mimeo, page 62.) The Commission's reference to the military's withholding of payments was in response to GSA's contention that the military rate schedules were in a "chaotic condition" at the time of the hearings on Application No. 53797. In this respect such reference to the withholding of payments as tending to show a "chaotic condition" was relevant and not prejudicial. However, after reconsideration, the Commission is of the opinion that the language relating to possible coercion by the military is unwarranted, especially since such language was not relevant to the Commission's ultimate conclusion regarding the cancellation of Schedule G-20. Therefore, the first full paragraph at page 62 of Decision No. 83160, mimeo, will be modified to delete any language referring to possible coercion of SoCal by the military. (See infra, Ordering Paragraph No. 3.)

Based on the foregoing, IT IS ORDERED that:

1. Rehearing of Decision No. 83160 is hereby denied.
2. The motion of GSA to strike the response of SoCal to GSA's petition is hereby denied.
3. The first full paragraph at page 62, mimeo, of Decision No. 83160 is hereby modified as follows:


"GSA also contends that the PGA and proposed rates authorized herein could, if determined incorrectly, aggravate seriously the energy crises. SoCal points out that the proportion of service under firm schedules provided under Schedule G-20 is minor. GSA's claim of a chaotic condition in military rate schedules may be caused in part by the military's withholding of payments for service at Lemoore Naval Air Station. SoCal properly sought to serve the station under Schedules G-6~~7~~ and G-4 for the period from April of 1972 to September of 1972. The then unpaid compensation due under Schedules G-4 and G-6 totaled \$170,715. Had the G-20 rate been in effect the compensation would have been \$169,948, a difference of \$766 or .045 percent."


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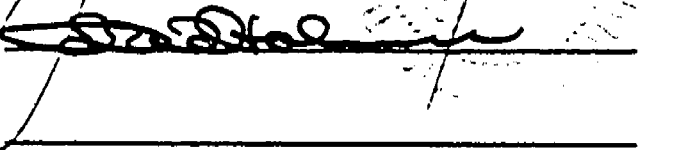
In all other respects the provisions of Decision No. 83160 shall remain in full force and effect.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 11th day of SEPTEMBER, 1974.



President




Commissioners

Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner Thomas Moran, being necessarily absent, did not participate in the disposition of this proceeding.