

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation by the Public Utilities Commission into intended programs for the sales, leasing, installation and related servicing of solar devices by San Diego Gas & Electric Company, Southern California Gas Company, Pacific Gas and Electric Company, Southern California Edison Company, Pacific Power and Light Company, Southwest Gas Corporation and California Pacific Utilities Company.

OII 13  
(Filed April 14, 1978)

California Campaign for Economic Democracy,  
Complainant,

Case 10517  
(Filed March 13, 1978)

vs

Southern California Gas Company,  
Defendant.

ORDER DISMISSING CASE 10517 AND REQUESTING COMMENTS ON THE DISPOSITION OF OII 13

On March 13, 1978 California Campaign for Economic Democracy (CED) filed Case (C.) 10517 against Southern California Gas Company seeking to enjoin the latter from engaging in a proposed solar water heater test-marketing program in the absence of prior Commission authorization.

On March 14, 1978 we initiated a generic investigation into utility involvement in solar energy marketing. Order Instituting Investigation (OII) 13 provided, among other things, that no utility under our jurisdiction should enter upon any solar energy program without our prior approval. Public Utilities Code Section 2775.5 also went into effect in 1978, requiring that PUC approval precede the implementation of such utility programs.

Since OII 13 provided the forum sought by C.10517, CED stipulated that its complaint should be dismissed as moot.

Decision S2 OS 020 AUG 18 1982

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 Pacific Gas and Electric Company, )  
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 Pacific Power and Light Company, )  
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ORIGINAL

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OII 13, et al.

Extensive hearings were held in OII 13. Since that time, most aspects of the relationship between regulated California utilities and the solar water heating industry have been altered by the ongoing solar water heater demonstration financing program authorized as a result of OII 42. These changes bring into question the freshness of the information developed in the OII 13 record. However, the record in OII 13 represents the extensive efforts of many people attempting to address a complex issue. In recent proceedings, such as those involving California Power and Light, CP National (and its proposed purchase of Trident Solar Company) and OIR 2, we have seen that there are many unresolved questions concerning utility involvement in nontraditional energy ventures. Also, many similar issues have been raised in a pending proceeding concerning the proposed Southern California Gas Company weatherization direct sales program. It is important to determine the extent to which information developed in this record can be useful in resolving these issues. ~~related to the proper form of utility involvement in nontraditional energy ventures.~~ *Ka*

Therefore, the Commission requests comments from interested parties regarding the disposition of OII 13. Parties who believe that there is good reason to keep OII 13 open should express their views and reasons to us within 45 days. Absent a compelling showing ~~of need or desirability to keep OII 13 open~~, the Commission ~~may~~ <sup>will</sup> *Ka* *Ka* discontinue the investigation.

O R D E R

IT IS ORDERED that:

1. C.10517 is dismissed.
2. Interested parties may file comments on the disposition of OII 13 no later than <sup>30</sup>~~45~~ days from today. *Ka*

This order is effective ~~immediately~~ *Today*.

Dated AUG 18 1982, at San Francisco, California. *SS*

JOHN E. BRYSON  
President  
RICHARD D. GRAVELLE  
LEONARD M. CRIMES, JR.  
VICTOR CALVO  
Commissioners

Commissioner Priscilla C. Grew,  
being necessarily absent, did  
not participate