

Decision 83 06 033 June 29, 1983

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Solar Edwards,
Inc. to upgrade the sizing
criteria for its solar system)

) Application 82-12-34
) (Filed December 13, 1982)
)

MODIFICATION OF DECISION 83-03-031

Solar Edwards (Edwards) on April 6, 1983 petitioned this Commission to stay Decision (D.) 83-03-031 and grant rehearing. Edwards has sought, and continued to seek in its petition, lower minimum sizing than was recommended by staff, after its analysis of Edwards' test data. The Commission has adopted in D.83-03-031 staff's recommended minimum sizing for eligibility of Edwards solar water heaters in the OII 42 utility rebate program.

To enable Edwards to regain this eligibility staff and the applicant have stipulated as follows: Edwards will qualify to participate in the Demonstration Solar Financing Program OII 42 if its systems meet the solar water heater sizing criterion contained in D.82-04-020 and the freeze protection criterion in D.83-03-031. (See attached letter.)

The Commission in D.83-05-110 granted rehearing of D.83-03-031 and stayed that decision. As a result of the stay of D.83-03-031 Edwards lost its eligibility to install its solar water heaters at elevations above 2300 ft. This eligibility had been granted with the requirement that the Edwards system provide the requisite freeze protection ordered in D.83-03-031.

Edwards now wishes to regain the eligibility it lost through the Stay Order D.83-05-110, to install systems above 2300 ft. elevation.

Applicant therefore asks that the Commission adopt this stipulation and to dismiss the rehearing granted in D.83-05-110.

We have reviewed this stipulation and the record in decisions cited above and find that the proposed stipulation is reasonable and should be adopted. The goals of the Demonstration Solar Financing Program in OII 42 will be achieved under the criteria adopted here for Solar Edwards, Inc.

IT IS ORDERED that:

1. Solar Edwards, Inc. is declared eligible for participation in the OII 42 Demonstration Solar Financing Program on the basis that it meets the sizing requirements of our prior decision D.82-04-020 and the freeze protection criterion in our later decision D.83-03-031.

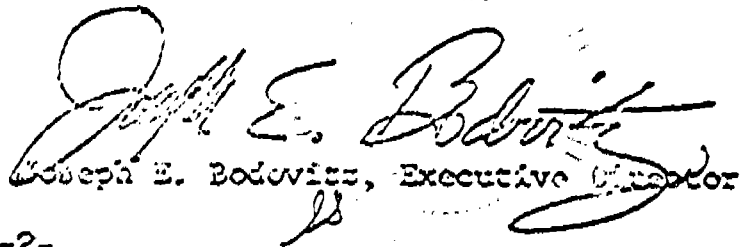
2. The rehearing granted in D.83-05-110 is withdrawn and D.83-05-110 is revoked.

This order is effective today to permit applicant to participate in the OII 42 program at the earliest possible time.

Dated JUN 29 1983, at San Francisco, California.

LEONARD M. GAMES, JR.
President
VICTOR CALVO
FRISCILLA C. GREN
DONALD VIAL
WILLIAM T. FAGLEY
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Joseph E. Bodovitz, Executive Director



ADDRESS ALL COMMUNICATIONS
TO THE COMMISSION
CALIFORNIA STATE BUILDING
SAN FRANCISCO CALIFORNIA 94102
TELEPHONE (415) 957-3466

Public Utilities Commission
STATE OF CALIFORNIA

FILE NO.

June 16, 1983

Mr. Richard E. Ross
Chairman, Solar Edwards, Inc.
7636 Miramar Road, Suite 1400
San Diego, CA 92126

RECEIVED
JUN 18 1983
SOLAR EDWARDS
INC.

Re: A. 82-12-34

Dear Mr. Ross:

This will confirm our conversation of Wednesday, June 15, 1983.

We had agreed that the Commission Staff and Solar Edwards, Inc. would join in urging the Commission to 1) Reaffirm the sizing criterion for Solar Edwards, Inc. contained in D. 82-04-020, dated April 6, 1982; 2) Reaffirm the freeze protection criterion for Solar Edwards, Inc. contained in D. 83-03-031, dated March 16, 1983.

Based upon these criteria, Solar Edwards, Inc. would be eligible to participate in the solar demonstration financing program of OII-42. The staff will attempt to have this matter before the Commission for the June 29, 1983 Commission Conference. If the Commission agrees to the solution as proposed in this letter, Solar Edwards, Inc. agrees that this letter is an authorization to withdraw its application for rehearing of D. 83-03-031.

This letter is signed as a mutual settlement between Solar Edwards, Inc. and the Staff. Neither party has waived any rights or position other than on the basis of this settlement. If the settlement is not approved by the Commission neither party may use this settlement as an admission by the other party as to any set of standards or criteria.

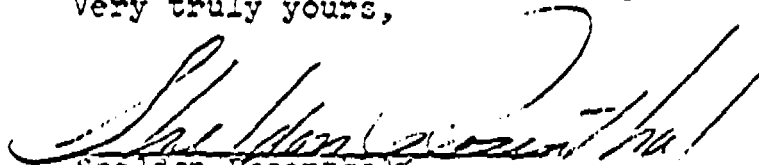
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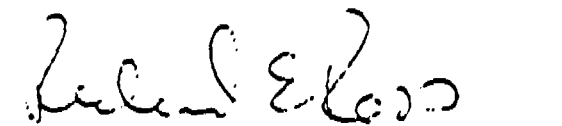
LEGAL DIVISION

Mr. Richard E. Ross
June 16, 1983
Page 2

Upon receiving this letter with your signature, I shall make a copy and send it to Southern California Edison Co. The original will be placed in the formal file in A. 82-12-34.

Very truly yours,


Sheldon Rosenthal
Staff Counsel


Richard E. Ross
Chairman, Solar Edwards, Inc.

SR:ddm

cc: M. Jhala
J. Scarff

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Edwards now wishes to regain the eligibility it lost through the Stay Order D.83-05-110, to install systems above 2300 ft. elevation.

Applicant therefore asks that the Commission adopt this stipulation and ~~if so~~ to dismiss the ~~application for~~ rehearing granted in D.83-05-110. MD

We have reviewed this stipulation and the record in decisions cited above and find that the proposed stipulation is reasonable and should be adopted. The goals of the Demonstration Solar Financing Program in OII 42 will be achieved under the criteria adopted here for Solar Edwards, Inc.

O R D E R

Therefore, IT IS ORDERED that:

1. Solar Edwards, Inc. is declared eligible for participation in the OII 42 Demonstration Solar Financing Program on the basis that it meets the sizing requirements of our prior decision D.82-04-020 and the freeze protection criterion in our later decision D.83-03-031.

2. The ~~application for~~ rehearing granted in D.83-05-110, is withdrawn and D.83-05-110 is revoked. K

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Dated JUN 29 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
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WILLIAM T. BAGLEY
Commissioners