

ORIGINAL

Decision No. 89060 JUL 11 1978

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

DAVID M. ANDERSON,)
)
 Complainant,)
)
 vs.)
)
 SAN DIEGO GAS & ELECTRIC)
 COMPANY,)
)
 Defendant.)

(ECP)
 Case No. 10525
 (Filed March 21, 1978)

David M. Anderson, for himself,
 complainant.
John Stobbs, for defendant.

O P I N I O N

The complainant disputes an electric bill rendered for 4,013 kilowatt-hours (kwh) alleged by the defendant to have been used during the billing period from November 3, 1976 to December 12, 1976. The complainant requests that he be awarded reparation in the amount of \$100 for approximately 1,000 kwh which he believes he did not consume but was billed for, \$200 for costs in connection with the filing of the complaint, and replacement of the electric meter servicing his residence in Del Mar, California.

This matter was heard in San Diego on May 25, 1978 before Administrative Law Judge William A. Turkish, pursuant to Section 1702.1 of the Public Utilities Code and Rule 13.2 (Expedited Complaint Procedure) of the Commission's Rules of Practice and Procedure, and the matter was submitted on that date.

At the hearing, the complainant agreed to dismiss his request for reparation in the amount of \$100 and for \$200 for costs

incurred in filing his complaint in exchange for the defendant replacing his electric meter with another. The defendant expressed concurrence with that agreement and stipulated that the meter would be changed.

Commencing with the tender of the disputed bill for the period from November 3 to December 6, 1976, and continuing through to May 8, 1978, the complainant has deposited a total of \$1,619.52 with the Commission. The defendant requests that this amount be ordered paid to the defendant.

O R D E R

IT IS ORDERED that:

1. The defendant replace the existing electric meter of the complainant with another meter in accordance with its stipulation.

2. The request for reparation in the amount of \$100 and for \$200 for the cost of filing the complaint is hereby dismissed.

3. The sum of \$1,619.52 heretofore deposited with the Commission by the complainant shall be remitted to the defendant.

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

Dated at San Francisco, California, this 11th day of JULY, 1978.

Ruland Bateman
President

Richard R. Howell
Clair J. DeLoach
Commissioners

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

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.