

fg/fc

Decision No. 89525 OCT 17 1978

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's own Motion into the Determination of a Lifeline Volume of Gas and a Lifeline Quantity of Electricity and into Gas and Electric Utility Rate Structures and the Changes, if any, that should be made in Presently Constituted Rate Structures to Provide a Lifeline Quantity of Energy to the Average Residential User for Specified End Uses.  
(Re Phase II)

Case No. 9988  
(Petition filed  
September 15, 1978)

UNICORN INDUSTRIES, a California corporation,  
Complainant,

vs.

Case No. 10599  
(Filed June 14, 1978)

SOUTHERN CALIFORNIA EDISON COMPANY,  
a corporation,  
Defendant.

SUPPLEMENTAL ORDER

Decision No. 89196, dated August 8, 1978, reopened Case No. 9988 for further hearing for the limited purpose of receiving evidence on the questions of (a) whether submetering of electrical use in mobile home parks can be provided by master meter customers, and (b) whether mobile home park developers should have the right to construct the electric and gas utility systems with reimbursement by the utility in those cases where the utility cannot meet the developer's construction schedule. That decision also suspended the provisions of Ordering Paragraph 3 of Decision No. 88651 (as amended by Decision No. 88969) pending further decision in the reopened proceeding.

Decision No. 88651 ordered that for new multi-unit residential facilities the utility must provide the service (whether gas or electricity) directly to the tenant. Ordering Paragraph 3 established this requirement with respect to electrical service, while Ordering Paragraph 4 imposed the condition for gas service. All utilities were ordered to file tariff rules accordingly.

Western Mobile Home Association's (WMA) petition filed September 15, 1978, states as follows:

On May 18, 1978, WMA filed a Petition for Modification of Decision No. 88651. That petition pointed out that, while the Commission had ordered utilities to provide direct metered service, it had inadvertently omitted addressing WMA's proposal that in those cases where the utility cannot meet the park developer's construction time schedule, the developer should have the right to construct the utility system itself, and then be reimbursed by the utility. This proposal was advanced by WMA with respect to both electric and gas service. In response to WMA's petition of May 18, 1978, and in response to a petition filed on June 2, 1978, by Unicorn Industries (Unicorn), the Commission issued Decision No. 89196. That decision reopened Case No. 9988 for the purpose of receiving evidence on the WMA proposal and on Unicorn's proposal that mobile home parks be allowed to receive energy through a master meter and to deliver energy to their tenants through submeters. The decision suspended the provisions of Ordering Paragraph 3 relating to electric service, but did not do so relative to Ordering Paragraph 4 relating to gas service.

WMA's petition of September 15, 1978, states that the failure to suspend Ordering Paragraph 4 concurrently with the suspension of Ordering Paragraph 3 creates a situation in which electric submeter systems may be installed by developers, but gas submeter systems may not be. WMA urges that Decision No. 88651, as modified by Decision No. 88969, be further modified by staying Ordering Paragraph 4 pending the issuance of a decision following further hearings.

The Commission finds that suspending the requirements of Ordering Paragraph 4 could hinder gas conservation efforts during the pendency of such suspension.

The Commission further finds that WMA should have the opportunity to present evidence of delays in the installation of gas piping systems, if any such delays have indeed occurred.

Pending the issuance of a decision in the reopened proceeding as ordered in Decision No. 89196, the provisions of Ordering Paragraph 4 of Decision No. 88651 (as modified by Decision No. 88969) shall remain in full force and effect. The effective date of this order should be the date hereof.

IT IS HEREBY ORDERED that:

1. The provisions of Ordering Paragraph 4 of Decision No. 88651 (as modified by Decision No. 88969) shall remain in full force and effect.
2. Interested parties are placed on notice that they may submit evidence wherein a utility is unable to meet a park developer's construction time schedule. Such evidence shall be presented at public hearings as provided in the ordering paragraph, *infra*.

C. 9988, C. 10599 fg/fc

3. The public hearing in the reopened proceeding in Case No. 9988 and consolidated for hearing with Case No. 10599, as provided in Decision No. 89196, shall be held before Administrative Law Judge Norman R. Johnson at 10:00 a.m., Wednesday, December 6, 1978, in the Commission Courtroom, State Office Building, 107 South Broadway, Los Angeles.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 17th  
day of OCTOBER, 1978.

William Lyons Jr. President  
Joseph L. Sturgeon  
Richard W. Gervais  
Alvin T. DeLuca Commissioners

Commissioner Robert Batinovich, being necessarily absent, did not participate in the disposition of this proceeding.