

ORIGINAL

Decision No. 91564 APR 15 1980

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's
 own motion into the effect of the
 enactment of the Revenue Act of
 1978 on the rates of the California
 public utilities and transportation
 companies subject to the ratemaking
 power of the Commission named in
 Appendices A and B attached hereto.

OII No. 33
 (Filed December 12, 1978)

ORDER MODIFYING DECISION NO. 91418

A petition for modification of Decision No. 91418 has been filed by Pacific Gas and Electric Company (PG&E). On March 4, 1980, the Commission issued Decision No. 91418 lifting its stay of Decision No. 90316 and ordered PG&E to make refunds to its electric customers as originally ordered in Decision No. 90316 within sixty days of Decision No. 91418's effective date. Under Decision No. 91418, the refunds are to be made by May 4, 1980.

PG&E states in its petition that pursuant to Decision No. 91418 and Public Utilities Code Section 453.5, PG&E is preparing to make refunds in the form of negative surcharges (credits) to residential and other small customers based on their current usage. Since these refunds will be calculated using the customer's current electrical usage, PG&E anticipates that it will be able to complete refunds to residential and other small customers by May 4, 1980.

The petition further states that Public Utilities Code Section 453.5, however, requires that refunds to large industrial customers be based on their usage during the period in question, 1979. PG&E states that it must therefore identify the 1979 recorded historical usage for individual large industrial customers before

their refunds can be calculated. PG&E alleges that this task cannot be done within the time frame provided in Decision No. 91418 and that it requires two additional months to complete the electric refunds to large industrial customers.

PG&E requests that the Commission modify Decision No. 91418 to provide that PG&E shall make refunds to large industrial customers of the amounts due them from over-collections found to have accrued in Decision No. 90316 by July 1, 1980.

The petition filed on March 21, 1980 was duly noticed on the Commission Calendar dated March 25, 1980. A copy of the petition was served on all parties to OII No. 33. No protest to the petition has been received. The Commission has considered each and every allegation in the petition and is of the opinion that good cause has been shown to modify Decision No. 91418 to extend the time for PG&E to make refunds to large industrial customers to July 1, 1980.

IT IS THEREFORE ORDERED that Decision No. 91418 is modified to provide that PG&E shall make refunds to large

industrial customers of the amounts due them from overcollections found to have occurred in Decision No. 90316 by July 1, 1980.

The effective date of this order is the date hereof.

Dated APR 15 1980, at San Francisco, California.

President
Vernon R. Sturgis

Charles W. Howard

David L. DeLuca

Edward W. Quinn
Commissioners

Commissioner John E. Bryson,
being necessarily absent, did
not participate.