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Decision 98-06-049 June 18, 1998

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of San Diego Gas & Electric Company for authority to Increase its Rates and Charges for Electric, Gas and Steam Service, Effective January 1, 1993. (U 902-E)

Application 91-11-024
(Filed November 15, 1991)

OPINION ON ELECTRIC RATE DESIGN WINDOW FILING

Summary

The Commission addresses San Diego Gas & Electric Company's (SDG&E) 1997 Rate Design Window proposals for: (1) seasonal residential rate differentials, (2) revisions to Timed Auxiliary Power Adapters Special Conditions in Schedules LS-1 and LS-2, (3) revisions to SDG&E's Standard Form Contract for illuminated transit shelters, (4) clarifications and corrections to various tariff provisions, and (5) residential basic service charge. None of the proposals involve change to the current revenue allocation or unit charges.

Following review of comments filed, the Commission adopts SDG&E's proposals with some modifications.

Background

SDG&E filed its Rate Design Window Application on October 31, 1996, pursuant to Decision (D.) 89-01-041, as amended by D.95-09-020. Only two parties filed comments in response to SDG&E's proposals. The Western Mobilehome Parkowners Association (WMA) responded to SDG&E's proposal regarding a residential basic service charge. Outdoor Systems, Inc. in partnership with the San Diego Metropolitan Transit Development Board

(OS/MTDB) filed comments in response to SDG&E's proposal regarding illuminated transit shelter unmetered service.

Seasonal Residential Rate Differentials

The Commission, in D.96-06-033, required SDG&E to submit a proposal for seasonal rate differentials for its domestic class of customers (mimeo., p. 11, Conclusion of Law 12).

SDG&E states that on September 23, 1996, Governor Wilson signed Assembly Bill (AB) 1890 into law. Public Utilities (PU) Code Section 397, enacted by AB 1890, authorized SDG&E to include a Fuel Price Index Mechanism (FPIM) to reflect price changes in the fuel market. Subsequently, SDG&E submitted its FPIM index as an appendix to its Cost Recovery Plan, filed with the Commission on October 15, 1996. If gas prices trigger the FPIM index, residential electric energy rates may change monthly. SDG&E submits that with the FPIM, it has an appropriate rate change mechanism in place to provide seasonal energy price signals to residential customers satisfying the requirements of D.96-06-033, Conclusion of Law 12, to the extent permitted by and consistent with AB 1890. We agree.

Time Auxiliary Power Adapters (TAPA)

SDG&E was authorized to add an option for TAPA in its 1995 Rate Design Window proceeding (D.95-04-048). The TAPA is an electrical outlet that is inserted into the photo-electric cell control on top of a streetlight. This device allows lighted holiday decorations to be energized for a preset number of hours each night.

SDG&E proposed to correct tariff language and clarify TAPA installation and billing issues specifically in Schedule LS-1 (Special Condition 10), and Schedule LS-2 (Special Condition 9). According to SDG&E, the language changes are necessary to distinguish the differences in installation procedures

when installing TAPA devices on customer-owned facilities versus installation on utility-owned facilities.

SDG&E proposes that customers purchase and install the TAPA units when the streetlighting facilities are customer-owned (Schedule LS-2). SDG&E will inspect and provide service to the TAPA at the currently stated rates, which include an administrative charge of \$60 per account, a monthly fee of \$0.81 per device, plus energy charges billed at the rates stated in Schedule A. SDG&E will continue to install and own the TAPAs when the lighting facilities are utility-owned (Schedule LS-1).

SDG&E also proposes to include a reference to a "contract period" to clarify administration and billing issues.

The present and proposed language is set forth in Exhibit 1 attached to the Application.

We adopt SDG&E's proposals since there is no change in the present rate for this service and there appears to be no conflict with AB 1890 requirements.

Illuminated Transit Shelter Unmetered Service

SDG&E proposed to modify the value used as the "*Maximum Total Connected kW per Shelter*" in SDG&E's Standard Form Contract entitled "*Agreement for Illuminated Transit Shelters*," filed as Form 118-228, and approved by the Commission on September 24, 1991. Specifically, SDG&E proposed to modify the estimated connected load from 0.540 kilowatts (kW) to 0.355 kW, based on data resulting from tests conducted at three of MTDB shelters located in San Diego. The overall effect of SDG&E's proposal would be a 25% reduction in the amount billed to transit shelter customers.

Only OS/MTDB filed comments on this proposal. OS/MTDB does not oppose SDG&E's formula used to determine the unmetered monthly rate for the transit shelters. OS/MTDB does, however, request that the Commission order

SDG&E to make one additional modification to the special contract: that the rate used in the contract be based on Schedule A-TC instead of Schedule A.

OS/MTDB submits that Schedule A-TC is appropriate for these customers since that tariff is applicable to customer-owned outdoor area lighting furnished from dusk to dawn where photocells have been installed on all loads. OS/MTDB points out that every transit shelter contains photocells which are regularly maintained and checked. Eighty-seven percent of the transit shelters are wired in series to the City of San Diego streetlights and are mastered by the photo-electric cells of those streetlights, which in turn provides a fail-safe against daylight operation. As such, OS/MTDB contends that the transit shelters qualify for Schedule A-TC.

There is no dispute that the load figure used in the formula should be reduced from 0.540 kW to 0.355 kW. Since this change affects only the estimated connected load and the amount of energy consumed, and not the rate charged for consumed energy, this change does not violate the rate freeze of AB 1890. However, with regard to the appropriate rate schedule to be used in the formula, SDG&E proposed that for shelters that existed prior to January 1, 1998, Schedule A-TC be used, and Schedule A be used for subsequent shelters.¹

¹ SDG&E requested that the closure of Schedule A-TC, effective January 1, 1997, to new non-traffic control customers in Advice Letter 991-E filed on July 29, 1996. The Commission issued Resolution E-3483 on March 18, 1997, which granted SDG&E's request effective January 1, 1998.

On December 3, 1997, in D.97-12-044, in the pricing phase of Pacific Gas and Electric Company's (PG&E) test year 1996 general rate case, the Commission adopted a prohibition against PG&E closing existing rate schedules. PG&E, SDG&E and Utility Reform Network (TURN) have filed applications for rehearing challenging the legality of that determination and its consistency with AB 1890.

Footnote continued on next page

OS/MTDB disagrees. OS/MTDB submits that Schedule A-TC should be used in the formula for all shelters. OS/MTDB concedes that Schedule A is a general service rate and may be considered an applicable rate for these shelters. However, OS/MTDB submits that Schedule A-TC is the more appropriate rate schedule since Schedule A-TC specifically states that it is "Applicable to ... transit shelters ...," and Schedule A has no such specificity.

Regarding the Commission's interpretation of AB 1890 as set forth in D.97-12-044 and the Commission's treatment of PG&E's streetlight schedule (mimeo., pp. 46-48), OS/MTDB argues that its proposals are not in conflict with the Commission's decision. According to OS/MTDB, correcting the load used in the formula does not shift transition cost responsibility since it should have been paying only for electricity actually used and PU Code § 728 requires the Commission to correct an "unjust" situation. Further, OS/MTDB argues that its proposal is not in violation of the rate freeze since it is not asking that the rates in a rate schedule be changed, as was proposed for PG&E's streetlights. OS/MTDB contends it only seeks a shift from one existing rate schedule to another.

We agree with OS/MTDB. We addressed migration between schedules in D.97-12-044:

In D.97-12-044, the Commission concluded that pursuant to AB 1890, before a utility may close a schedule, it must have available a schedule that offers customers the same rates and substantially equivalent service to the schedules that were in effect on June 10, 1996 (mimeo., pp. 18-20). Therefore, pursuant to D.97-12-044, since Schedule A is not substantially equivalent to Schedule A-TC, SDG&E may not close Schedule A-TC for the duration of the rate freeze.

In Resolution E-3518, adopted on January 21, 1998, the Commission rescinded its prior March 18, 1997 approval of Resolution E-3483 that would have allowed SDG&E to close 11 and modify two optional schedules effective January 1, 1998. At the same time, Resolution E-3518 let stand the Resolution E-3483 closure effective March 18, 1997 of eight rate schedules with no participants.

"D. Migration Between Schedules – AB 1890 freezes rates, but it does not require customers to remain on the specific schedules that they were served under on June 10, 1996. During the rate freeze, customers may continue to take service under any schedule for which they are eligible and may switch from one schedule to another, provided the stated eligibility requirements are met."
(Mimeo., p. 20.)

Accordingly, we conclude that SDG&E should modify its Standard Form Contract to reflect a connected load of 0.355 kW. Since the "Applicability" clause of Schedule A-TC specifically includes such transit shelters, Schedule A-TC should be used in the formula for billing all transit shelters for the duration of the rate freeze.

Residential Basic Service Charge

The Commission, in D.96-06-033, required SDG&E to submit a customer charge proposal (mimeo., p. 10, Finding of Fact 7). SDG&E recommended that a basic service charge *not* be implemented until well after the implementation of industry restructuring to mitigate customer confusion. As part of its filing, SDG&E presented an exhibit summarizing the findings of a 1996 focus group research study designed to determine customer reaction to the idea of a monthly basic service fee. Based on the results of this study, SDG&E concluded that: (1) customers generally react negatively to basic service fees; (2) implementation of such a fee might elicit a customer "revolt" similar to what SDG&E experienced in 1988;² and (3) implementation of a basic service charge at this time would likely cause customer confusion regarding electric restructuring.

² The Commission ordered SDG&E to implement a \$4.80 per month customer charge on January 1, 1988. The Commission repealed its order on July 8, 1988 due to strong customer disapproval (D.88-07-032).

Alternately, SDG&E proposed that should the Commission order SDG&E to institute a residential basic service charge, SDG&E be allowed to impose a \$6.50 monthly charge applicable to *new* residential customers only.

WMA filed comments in response to SDG&E's proposal. WMA supports SDG&E's recommendation to postpone implementation of a basic service charge until after implementation of restructuring. WMA opposes SDG&E's alternative proposal. WMA contends that implementation of a basic service charge, in particular with respect to submetered residents, will result in controversy, confusion and frustration similar to that which occurred when SDG&E attempted to implement a \$4.80 customer charge in 1988. WMA states that in any case, PU Code § 739.5 requires that all submetered residents be charged at the same rate that would apply if the user were receiving service directly from the utility. WMA also states that its belief that implementing a basic service charge in the midst of industry restructuring adds intolerable and unnecessary complexity for the 446 electric master-metered/submetered park owners and their 36,078 submetered residents within SDG&E's service territory.

We agree with the recommendation of SDG&E and WMA that the Commission should not adopt a customer charge for residential customers at this time. SDG&E, along with all other investor-owned California electric utilities, is fully engaged in ongoing regulatory proceedings, system changes and customer communication efforts designed to achieve a competitive electric services industry. Because of the complexity and magnitude of these near-term changes, the utilities must have sufficient time for customer outreach and education concerning restructuring issues. Also, past experience has shown that successfully implementing such a customer charge is difficult.

Accordingly, we reject the proposal for a customer charge for SDG&E's residential customers.

Clarifications and Corrections to Tariff Provisions

1. *Revision of Schedule AD—General Service—Demand Metered* – SDG&E is proposed to add the word “(Closed Schedule)” to Schedule AD directly below “General Service – Demand Metered,” to emphasize that this Schedule is closed to new customers. SDG&E also proposed to revise Special Condition 4 to clarify that, should a customer terminate service under Schedule AD, service cannot be reinstated under Schedule AD. This schedule was closed on June 30, 1987.

Since this schedule was closed prior to June 10, 1996, there is no conflict with AB 1890. We agree that SDG&E should clarify its Schedule AD to indicate the date of closure, and that a customer terminating service cannot be reinstated.

2. *Closure Dates Added to Schedules DM and DS* – SDG&E proposed to add closure dates to Schedules DM and DS to clearly set forth the date service under these schedules was closed to new installations.

Schedule DM – Multi-Family Service is applicable to service for domestic lighting, heating, cooking, water heating, and power service supplied to multi-family accommodations through one meter on a single premises in accordance with the provisions of Rule 19. This schedule was closed to new installations, except for residential hotels, on June 13, 1978.

Schedule DS—Submetered Multi-Family Service is applicable to service for domestic lighting, heating, cooking, water heating, and power service supplied to multi-family accommodations other than in a mobilehome park through one meter on a single premises and submetered to all individual tenants in accordance with the provisions of Rule 19. This schedule was closed to new installations on December 13, 1981.

Since these schedules were closed prior to June 10, 1996, there is no conflict with AB 1890. We agree that SDG&E should clarify its Schedules DM and DS to indicate the dates of closure.

3. *Compliance with Americans with Disabilities Act* – SDG&E proposed that the word "handicapped" be replaced with the word "disabled" in Rules 5, 8, and 11 to comply with the provisions of the Americans with Disabilities Act. We agree.
4. *TOU Holidays More Clearly Defined* – SDG&E proposed to revise its definition of "Holidays" in Rule 1—Definitions, to add the date of occurrence of a holiday to remove any doubt as to when the holiday will be observed as an off-peak period. We agree.
5. *Change LIRA to CARE* – At the time SDG&E revised certain of its tariffs to change references relating to LIRA to CARE during 1995, several tariffs were inadvertently omitted and SDG&E proposed that these tariffs be revised to reflect the CARE terminology. We agree.
6. *Revision of "Symbols" Section of Preliminary Statement* – SDG&E proposed that the Preliminary Statement be revised to indicate that Symbols will be used to signify the location of tariff changes when tariff sheets are revised as well as to identify new text when tariffs are initially submitted to the Commission. We agree.
7. *Rule 2 Modification Regarding Voltage and Current Distortion* – Currently, SDG&E's Rule 2 addresses the issue of customer-initiated voltage or current distortion only in general terms. The rule also contains an error regarding power factor. SDG&E proposed to provide clarity to the discussion of power factor.

SDG&E proposed to refer in Rule 2 to the Institute of Electrical and Electronic Engineer's (IEEE) Recommended Practice 519 concerning "good engineering practices." The purpose of this reference is to direct customers to reference material describing acceptable standards and sound engineering practices. We agree.

The present and proposed language changes to the tariffs are set forth in Exhibit 3 to SDG&E's application.

Comments on Draft Decision

The assigned administrative law judge (ALJ) determined that release of his non-Public Utilities Code Section 311 draft decision was in the public interest. Consequently, the ALJ's draft decision was issued for comments on May 15, 1998 (see Rule 77.1 of the Commission's Rules of Practice and Procedure). Comments were filed by SDG&E. We have reviewed the comments and made changes to the ALJ's draft decision where appropriate.

Findings of Fact

1. In its 1997 Rate Design Window application, SDG&E proposed several tariff changes, none of which involve change to the current revenue allocation or unit charges.
2. Aside from comments by WMA on SDG&E's Residential Basic Service Charge proposal and comments by OS/MTDB on the proposals for tariff changes to illuminated transit shelter unmetered service, no other comments were received on SDG&E's 1997 Rate Design Window application.
3. There are no material facts in dispute, and evidentiary hearings on SDG&E's 1997 Rate Design Window application are not necessary.
4. There is no need for a seasonal residential rate differential proposal since the FPIM provides an appropriate rate change mechanism to provide seasonal energy price signals to residential customers, to the extent permitted by AB 1890.
5. The tariff rule changes proposed by SDG&E for TAPA are reasonable and should be adopted.
6. SDG&E's Standard Form Contract for illuminated transit shelters should be modified to reflect an estimated connected load of 0.355 kW, and Schedule A-TC should be used in the formula for bill computations for all existing and new shelters constructed during the rate freeze mandated by AB 1890.

7. This is an inappropriate time for a Residential Basic Service Charge to be implemented since it will conflict with the implementation of electric restructuring now in progress.

8. SDG&E should clarify Schedule AD to indicate the date of closure of the schedule (June 13, 1978), and that a customer terminating service cannot be reinstated.

9. SDG&E should clarify Schedules DM and DS to indicate the dates of closure of these schedules (June 13, 1978 and December 13, 1981, respectively).

10. To comply with the Americans with Disabilities Act, the word "handicapped" should be replaced with "disabled" in Rules 5, 8 and 11.

11. The definition of "Holidays" in Rule 1 should be modified to include the date of occurrence of the holiday to remove any doubt as to when the holiday will be observed as an off-peak period.

12. SDG&E's tariffs should be modified to change references to "LIRA" to "CARE."

13. SDG&E's tariff preliminary statement should be modified to indicate that symbols will be used to signify the location of tariff changes.

14. SDG&E's Rule 2 should be modified to clarify the issues of customer-initiated voltage and current distortion, and to correct an error regarding power factor.

Conclusion of Law

SDG&E should be authorized to file the tariff changes approved in this decision.

O R D E R

IT IS ORDERED that:

1. San Diego Gas & Electric Company (SDG&E) is authorized to file the tariff changes attached to this decision as Appendix A within 20 days of the effective date of this order. These tariffs shall become effective when they are filed.

2. Application 91-11-024 is closed.

This order is effective today.

Dated June 18, 1998, at San Francisco, California.

RICHARD A. BILAS

President

P. GREGORY CONLON

JESSIE J. KNIGHT, JR.

HENRY M. DUQUE

JOSIAH L. NEEPER

Commissioners

PRELIMINARY STATEMENT

I. GENERAL INFORMATION

F. SYMBOLS

Whenever tariff sheets are filed or when existing tariff sheets are revised, new or revised text will be identified by the following symbols:

- (C) To signify changed listing, rule or condition which may affect rates or charges.
- (D) To signify discontinued material, including listing, rate, rule or condition.
- (I) To signify increase.
- (L) To signify material relocated from or to another part of tariff schedules with no change in text, rate, rule or condition.
- (N) To signify new material including listing, rate, rule or condition.
- (R) To signify reduction.
- (T) To signify change in wording of text but not change in rate, rule or condition.

G. CONTINGENT REFUNDS AND RATE REDUCTIONS

The Settlement Agreement dated as of November 1, 1963, which disposed of the then pending El Paso Natural Gas Company rate proceedings, provided in Articles IV and V for contingent refunds and rate reductions. The utility will refund to its customers any refund received from its Gas Department pursuant to Article IV of the settlement agreement applicable to gas received prior to the first date on which a rate increase sought by El Paso becomes effective on or after November 1, 1965. Likewise, the utility will reduce its rates to reflect the effect on the utility of any rate reduction made effective by its Gas Department pursuant to Article V of the settlement agreement prior to the earlier of (1) January 1, 1969, or (2) the first date on which a rate increase sought by El Paso becomes effective on or after November 1, 1965. The matter of such rate reductions relating to Article V after January 1, 1969, will be subject to review between the utility and the Commission.

The Settlement Agreement dated as of January 1, 1967 with El Paso Natural Gas Company provided in Article IV for contingent refunds. The utility will refund to its customers any refund received from its Gas Department, pursuant to Article IV of the settlement agreement, applicable to gas received prior to the first date on which a rate increase sought by El Paso becomes effective on or after January 1, 1968.

H. FRANCHISE FEE DIFFERENTIAL AND TAXES

1. A franchise fee differential will be applied to the billings calculated under all schedules for all customers within the boundaries of the hereinafter designated political subdivisions. The franchise fee differential will be based on the difference between the franchise fee percentage and 1.1%.

The following is the applicable franchise fee differential: City of San Diego 1.9%.

2. The California Energy Commission tax, currently at the rate of \$.00020/kwh, will be added to all billings where applicable. This rate is subject to revision by the Calif. State Board of Equalization.

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SCHEDULE LS-1

SPECIAL CONDITIONS (Continued)

7. Service to Private Customers. With the utility's consent, a private individual or company may resume payment for any light under this schedule for which there is no corresponding rate under Schedule OL-1, when a governmental customer terminates service. Where an incorporated association assumes street lighting responsibility from a governmental customer, it may take service on this schedule.
8. Contract. A Contract for a period of not less than one year and not more than five years may be required for service under this schedule and will remain in effect from year to year thereafter until cancelled.
9. Shut-off for Non-Payment. If a customer's street lights are shut off due to non-payment of the monthly energy bill, the customer will be subject to a turn-on fee of \$10.00 per light, with a minimum charge of \$50.00. This is in addition to the Service Re-Establishment Fee and normal credit deposits.
10. Timed Auxiliary Power Device Adapter. This service is available under the terms and conditions stated below for a monthly charge of \$0.81 per device plus an administrative charge of \$60.00 per account per contract period plus Energy Charges billed at the rates stated in Schedule A.
 - a. A Standard Installation shall consist of an individual timed auxiliary power device installed on a utility-owned ornamental street lighting pole.
 - b. This rate is only available to governmental agencies who are the customer of record for ornamental street lighting service. A written Service Application and Agreement is required for service in conjunction with utility-owned ornamental street lighting poles.
 - c. The utility will install the requested timed auxiliary power adapter and the installed timed auxiliary power adapter shall remain the sole property of the utility.
 - d. The installation of the applicant's timed auxiliary power adapter shall be in accordance with utility's specifications.
 - e. The provisions of this service shall be in accordance with the utility's Rule 14.1, Prohibitions and Curtailment Provisions, Section B.1.a.
 - f. The applicant shall specify the number of timed auxiliary power adapters required. Billing will be based on the per-unit decoration wattage and hours of operation specified by the applicant in the Service Application and Agreement. The per-unit decoration wattage shall not exceed the manufacturers' 300-watt rating for each device.
 - g. At the time of installation of the timed auxiliary power adapter and monthly thereafter until such timed auxiliary power adapter has been removed, the customer will be required to pay the monthly charge.
 - h. In no case shall the granting of permission to install lighted holiday decorations for use with a timed auxiliary power adapter device on the utility's ornamental poles give the applicant any additional rights.

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SCHEDULE LS-2

SPECIAL CONDITIONS (Continued)

9. **Timed Auxiliary Power Device Adapter.** This service is available under the terms and conditions stated below for a monthly charge of \$0.81 per device plus an administrative charge of \$60.00 per account per contract period plus Energy Charges billed at the rates stated in Schedule A.
- a. A Standard Installation shall consist of an individual timed auxiliary power device installed on a customer-owned ornamental street lighting pole.
 - b. This rate is only available to governmental agencies who are the customer of record for ornamental street lighting service. A written Service Application and Agreement is required for service in conjunction with customer-owned street lighting poles.
 - c. The customer will own and install the requested timed auxiliary power adapter and the installed timed auxiliary power adapter shall remain the sole property of the customer.
 - d. The installation of the applicant's lighting decorations shall be in accordance with utility's specifications.
 - e. The provisions of this service shall be in accordance with the utility's Rule 14.1, Prohibitions and Curtailment Provisions, Section B.1.a.
 - f. The applicant shall specify the number of timed auxiliary power adapters required. Billing will be based on the per-unit decoration wattage and hours of operation specified by the applicant in the Service Application and Agreement. The per-unit decoration wattage shall not exceed the manufacturers' 300-watt rating for each device.
 - g. At the time of installation of the timed auxiliary power adapter and monthly thereafter until such timed auxiliary power adapter has been removed, the customer will be required to pay the monthly charge.
 - h. In no case shall the granting of permission to install lighted decorations for use with a timed auxiliary power adapter device on the customer-owned poles give the applicant any additional rights.
10. **Billing.** A customer's bill is first calculated according to the total rates and conditions listed above. The following adjustments are made depending on the option applicable to the customer:
- a. **UDC Bundled Service Customers** receive supply and delivery services solely from SDG&E. The customer's bill is based on the Total Rates set forth above. The PX (supply) component is determined by multiplying the average PX cost for this schedule during the last month by the customer's total usage.
 - b. **Direct Access Customers** purchase energy from an energy service provider (ESP) and continue to receive delivery services from SDG&E. The bill for a Direct Access Customer will be calculated as if it were a UDC Bundled Service Customer, then crediting the bill by the amount of the PX component, as determined for a UDC Bundled Customer. If the PX component is greater than the amount of the UDC Bundled Service bill, then the minimum bill for a Direct Access Customer will be zero.
 - c. **Virtual Direct Access Customers** receive supply and delivery services solely from SDG&E. A customer taking Virtual Direct Access service must have a real-time meter installed at its premises to record hourly usage, since PX costs change hourly. The bill for a Virtual Direct Access Customer will be calculated as if it were a UDC Bundled Service Customer, then crediting the bill by the amount of the PX component, as determined for a UDC Bundled Customer, then adding the hourly PX component, which is determined by multiplying the hourly energy used in the billing period by the hourly cost of energy from the PX.

Nothing in this service schedule prohibits a marketer or broker from negotiating with customers the method by which their customer will pay the CTC charge.

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APPENDIX A

Revised Cal. P.U.C. Sheet No. _____

Canceled

Revised Cal. P.U.C. Sheet No. _____

Sheet 1 of 3

SCHEDULE AD

GENERAL SERVICE - DEMAND METERED (Closed Schedule)

APPLICABILITY

Applicable to general service including lighting, appliances, heating, and power, or any combination thereof to customers who have received service on this schedule on June 30, 1987. This schedule is not applicable to customers who request service after June 30, 1987, or who qualify for a baseline allowance. This schedule is not applicable to customers whose Maximum Monthly Demand has been less than 20 kW for three consecutive months, or whose Maximum Monthly Demand exceeds 500 kW for three consecutive months. Customers who discontinue service under this schedule cannot subsequently return to Schedule AD.

Non-profit group living facilities taking service under this schedule may be eligible for a 15% California Alternate Rates for Energy (CARE) discount on their bill, if such facilities qualify to receive service under the terms and conditions of Schedule E-LI.

Agricultural Employee Housing Facilities, as defined in Schedule E-LI, may qualify for a 15% CARE discount on the bill if all eligibility criteria set forth in Form 142-4032 is met.

TERRITORY

Within the entire territory served by the utility.

RATES

Only those customers defined as small commercial (see Rule 1, Definitions) and served under this schedule will receive a 10% bill credit by way of a reduction to the CTC.

	Distr	Transm	PPP	ND	FTA	Genr	Total
<u>Basic Serv. Fees</u> (\$/month)	20.72					0.11	20.83
<u>Demand Charges</u> (\$/kW)							
Secondary	8.76	2.10				(1.27)	9.59
Primary	8.32	2.01				(1.12)	9.21
<u>Energy Charges</u> (\$/kWh)							
Secondary	.00265	.00100	.00417	.00214	.00000	.07532	.06528
Primary	.00254	.00096	.00417	.00214	.00000	.07312	.06293
TRBAA		(.00003)				.00003	.00000
<u>On-Peak Rate Limiters</u> (\$/kWh)							
Summer	0.33					0.00	0.33
Winter	0.32					0.00	0.32
<u>Service Voltage</u>		<u>Secondary</u>				<u>Primary</u>	
Power Factor per kvar		\$0.22				\$0.22	

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SCHEDULE AD

RATES (Continued)

Rate Cap Mechanism

A Fuel Price Index Adjustment equal to the percentage as set forth on Schedule RCM shall be applied to the billings calculated under this schedule for all customers.

Rate Reduction Adjustment

Customers defined as small commercial in Rule 1 served under this schedule will receive a 10% credit to their bills based the total bill as calculated for UDC Bundled Service Customers by way of a reduction to the CTC. Additionally, customers eligible for the credit will repay the bonds used to finance the credit. The Rate Reduction Bond payment, a non-bypassable charge, will be equal to the FTA charge multiplied by the customer's usage.

Rate Components

The rates shown above are comprised of the following components (if applicable): (1) Transmission (Transm) Charges, (2) Distribution (Dist) Charges, (3) Public Purpose Program (PPP) Charges, (4) Nuclear Decommissioning (ND) Charge, (5) Fixed Transfer Amount (FTA), sometimes referred to as Trust Transfer Amount (TTA), and (6) Generation Charges (Genr) comprised of Power Exchange (PX) Charge and Competition Transition Charges (CTC).

Generation charge is calculated based on the total rate less the sum of : Distribution, Transmission, Public Purpose Program, Nuclear Decommissioning, and FTA (where applicable) charges. CTC is calculated residually by subtracting the PX charge as calculated in Schedule PX from the generation charge.

Franchise Fee Differential

A Franchise Fee Differential of 1.9% will be applied to the monthly billings calculated under this schedule for all customers within the corporate limits of the City of San Diego. Such Franchise Fee Differential shall be so indicated and added as a separate item to bills rendered to such customers.

SPECIAL CONDITIONS

1. **Definitions:** The Definitions of terms used in this schedule are found either herein or in Rule 1.
2. **Voltage:** Service under this schedule normally will be supplied at a standard available Voltage in accordance with Rule 2.
3. **Voltage Regulators:** Voltage Regulators, if required by the customer, shall be furnished, installed, owned, and maintained by the customer.
4. **Reconnection Charge:** In the event that a customer terminates service under this schedule and re-initiates service under any other schedule at the same location within 12 months, there will be a Reconnection Charge equal to the minimum charge which would have been billed had the customer not terminated service.
5. **Power Factor:** The Power Factor rate shall apply to those customers that have a Power Factor Test Failure and will be based on the Maximum Kilovar Billing Demand. Those customers that have a Power Factor Test Failure will be required to pay for the Power Factor Metering that the utility will install.

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William L. Reed
Vice President
Regulatory Affairs

Date Filed _____

Effective _____

Resolution No. _____

SCHEDULE DM

MULTI-FAMILY SERVICE
 (Closed Schedule)

APPLICABILITY

This schedule is applicable to service for domestic lighting, heating, cooking, water heating, and power service supplied to multi-family accommodations through one meter on a single premises in accordance with the provisions of Rule 19. This schedule was closed to new installations, except for residential hotels, on June 13, 1978.

Non-profit group living facilities taking service under this schedule may be eligible for a 15% California Alternate Rates for Energy (CARE) discount on their bill, if such facilities qualify to receive service under the terms and conditions of Schedule E-LI.

Agricultural Employee Housing Facilities, as defined in Schedule E-LI, may qualify for a 15% CARE discount on the bill if all eligibility criteria set forth in Form 142-4032 is met.

TERRITORY

Within the entire territory served by the utility.

RATES

Customers served under this schedule will receive a 10% bill credit by way of a reduction to the CTC.

	Distr	Transm	PPP	ND	FTA	Genr	Total
Minimum Bill (\$/day)	.170					.001	.171
Energy Charges (\$/kWh)							
Baseline	.04327	.00811	.00392	.00199	.01591	.03177	.10497
Non-Baseline	.05169	.00811	.00392	.00199	.01591	.04379	.12541
TRBAA		(.00003)				.00003	.00000

Rate Cap Mechanism

A Fuel Price Index Adjustment equal to the percentage as set forth on Schedule RCM shall be applied to the billings calculated under this schedule for all customers.

Rate Reduction Adjustment

Customers defined as residential in Rule 1 served under this schedule will receive a 10% credit to their bills based the total bill as calculated for UDC Bundled Service Customers by way of a reduction to the CTC. Additionally, customers eligible for the credit will repay the bonds used to finance the credit. The Rate Reduction Bond payment, a non-bypassable charge, will be equal to the FTA charge multiplied by the customer's usage.

(Continued)

Advice Ltr. No. _____

Decision No. _____

Issued by
William L. Reed
 Vice President
 Regulatory Affairs

Date Filed _____

Effective _____

Resolution No. _____

SCHEDULE DS

SUBMETERED MULTI-FAMILY SERVICE
 (Closed Schedule)

APPLICABILITY

This schedule is applicable to service for domestic lighting, heating, cooking, water heating, and power service supplied to multi-family accommodations other than in a mobilehome park through one meter on a single premises and submetered to all individual tenants in accordance with the provisions of Rule 19. This schedule was closed to new installations on December 13, 1981.

TERRITORY

Within the entire territory served by the utility.

RATES

Customers served under this schedule will receive a 10% bill credit by way of a reduction to the CTC.

	Distr	Transm	PPP	NO	FTA	Genr	Total
<u>Minimum Bill</u> (\$/day)	.170					.001	.171
<u>Energy Charges</u> (\$/kWh)							
Baseline **	.04327	.00811	.00392	.00199	.01591	.03177	.10497
Non-Baseline **	.05169	.00811	.00392	.00199	.01591	.04379	.12541
TRBAA		(.00003)				.00003	.00000
<u>LOW INCOME</u>							
<u>Minimum Bill</u> (\$/day)	.144					.001	.145
<u>Energy Charges</u> (\$/kWh)							
Baseline *	.02712	.00811	.00392	.00199	.01591	.03177	.08882
Non-Baseline *	.03247	.00811	.00392	.00199	.01591	.04379	.10619
TRBAA		(.00003)				.00003	.00000
<u>Unit Discounts</u> (\$/day)							
Schedule DS	.117					.001	.118

*Applicable to the baseline and non-baseline quantities determined from the residential dwelling units that qualify for California Alternate Rates for Energy (CARE) discounted rates as low-income households under the provisions of Special Condition 9.

**Applicable to the baseline and non-baseline quantities determined from the residential dwelling units that are not low-income households.

The Non-Baseline rates are for energy used in excess of the baseline allowance.

(Continued)

Advice Ltr. No. _____

Decision No. _____

Issued by
William L. Reed
 Vice President
 Regulatory Affairs

Date Filed _____

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SCHEDULE DS

SPECIAL CONDITIONS (Continued)

- c. **Commencement of Rate.** Eligible single-family accommodations will be reflected in the customer's billing commencing no more than one billing period after receipt of each application by the utility.
- d. **Verification.** Information provided by the applicant is subject to verification by the utility. Refusal or failure of a resident of a single-family accommodation to provide documentation of eligibility acceptable to the utility, upon request by the utility, shall result in the disqualification from the CARE rate(s) of this schedule.
- e. **Notice From Resident/Customer.** It is the responsibility of the resident of each single-family accommodation to notify the utility if there is a change in his eligibility status. It is the responsibility of the master metered customer to notify the utility immediately of the date each low income tenant is no longer receiving service from the master metered customer. In addition, if the master metered customer is aware that the tenant may no longer qualify for reasons such as a change in the number of persons in the tenant's household, the master metered customer should notify the utility.
- f. **Rebiling.** Failure of the customer to abide by the utility's tariffs may result in rebiling or discontinuance of service in accordance with the utility's tariffs. The customer's account may also be rebilled consistent with Rule 18.
- g. **Combined Rates.** The CARE rates of this schedule may not be combined with any other schedule.
- h. **Compliance.** Customers receiving service under this schedule shall comply with the provisions of Public Utilities Code Section 739.5 in providing service to their submetered tenants. This includes, among other things, providing electric service to low income tenants under the provisions of Schedule DR-LI of the utility's tariffs.
10. **Net Energy.** Net Energy is energy generated by the generation facility and fed back into the utility's system, minus energy supplied by the utility. If the energy supplied to the utility is less than the energy purchased from the utility then the rates specified in the Rates section of this schedule shall be applied to the positive balance owed to the utility. If the energy purchased from the utility is less than the energy supplied to the utility, all such energy shall be treated as stated in Special Condition 13. below.
11. **Net Energy Metering.** Net Energy Metering is the use of a single, non-demand, non-time-differentiated meter to measure the difference between the electricity supplied by a utility and the electricity generated by an eligible customer-generator and fed back to the utility over an entire billing period. The utility will make a determination as to whether or not a second meter is necessary under this provision.
12. **Net Energy Billing.** This provision is available on a first-come, first served basis to a residential customer of this utility that owns and operates a solar electrical generating facility with a capacity of not more than ten (10) kilowatts that is located on the customer's premises, operates in parallel with the utility's transmission and distribution facilities, and is intended primarily to offset part or all of the customer's own electrical requirements. This provision shall be available on a first-come, first-served basis until an aggregate of 3,608 kilowatts of eligible generation is accepted under this provision.

(Continued)

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Decision No. _____

Issued by
William L. Reed
Vice President
Regulatory Affairs

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Resolution No. _____

SCHEDULE DT

SPECIAL CONDITIONS (Continued)

9. Low-Income (Continued)

- c. Commencement of Rate. Eligible single-family accommodations will be reflected in the customer's billing commencing no more than one billing period after receipt of each application by the utility.
- d. Verification. Information provided by the applicant is subject to verification by the utility. Refusal or failure of a resident of a single-family accommodation to provide documentation of eligibility acceptable to the utility, upon request by the utility, shall result in the disqualification from the CARE rate(s) of this schedule.
- e. Notice From Resident/Customer. It is the responsibility of the resident of each single-family accommodation to notify the utility if there is a change in his eligibility status. It is the responsibility of the master metered customer to notify the utility immediately of the date each low-income tenant is no longer receiving service from the master metered customer. In addition, if the master metered customer is aware that the tenant may no longer qualify for reasons such as a change in the number of persons in the tenant's household, the master metered customer should notify the utility.
- f. Rebilling. Failure of the customer to abide by the utility's tariffs may result in rebilling or discontinuance of service in accordance with the utility's tariffs. The customer's account may also be rebilled consistent with Rule 18.
- g. Combined Rates. The CARE rates of this schedule may not be combined with any other schedule.
- h. Compliance. Customers receiving service under this schedule shall comply with the provisions of Public Utilities Code Section 739.5 in providing service to their submetered tenants. This includes, among other things, providing electric service to low-income tenants under the provisions of Schedule DR-LI of the utility's tariffs.

10. Condition for Receiving Submeter Rate Discount. The master-meter/submeter rate discount provided herein prohibits further recovery by mobile home park owners for the costs of owning, operating, and maintaining their gas/electric submetered system. This prohibition also includes the cost of the replacement of the submetered gas/electric system.

This language was authorized by Ordering Paragraph 4 of Decision 95-02-090, dated February 22, 1995.

11. Net Energy. Net Energy is energy generated by the generation facility and fed back into the utility's system, minus energy supplied by the utility. If the energy supplied to the utility is less than the energy purchased from the utility then the rates specified in the Rates section of this schedule shall be applied to the positive balance owed to the utility. If the energy purchased from the utility is less than the energy supplied to the utility, all such energy shall be treated as stated in Special Condition 14. below.
12. Net Energy Metering. Net Energy Metering is the use of a single, non-demand, non-time-differentiated meter to measure the difference between the electricity supplied by a utility and the electricity generated by an eligible customer-generator and fed back to the utility over an entire billing period. The utility will make a determination as to whether or not a second meter is necessary under this provision.

(Continued)

Advice Ltr. No. _____

Decision No. _____

Issued by
William L. Reed
Vice President
Regulatory Affairs

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Effective _____

Resolution No. _____

APPENDIX A

Canceling

Revised Cal. P.U.C. Sheet No. _____

Revised

Revised Cal. P.U.C. Sheet No. _____

Sheet 2

RULE 1

DEFINITIONS

HOLIDAYS: The Time-of-Use Holidays are New Year's Day (January 1), President's Day (third Monday in February), Memorial Day (last Monday in May), Independence Day (July 4), Labor Day (first Monday in September), Veterans Day (November 11), Thanksgiving Day (fourth Thursday in November), and Christmas Day (December 25). When a Holiday listed above falls on Sunday, the following Monday shall be defined as a Holiday. No change will be made for Holidays falling on Saturday.

LATE PAYMENT CHARGE: A charge that is added to non-residential accounts to offset the expenses created by late payments.

LOW-INCOME RATEPAYER ASSISTANCE (LIRA) PROGRAM: See California Alternate Rates for Energy (CARE) Program above.

MAILED: Any notice or other communication will be considered "mailed" when it is sent by electronic transfer or enclosed in a sealed envelope, properly addressed, and deposited in any United States Post Office box, postage prepaid.

MAXIMUM DEMAND: The Maximum Demand shall be the average kilowatt input during the fifteen-minute interval in which the consumption of electric energy is greater than any other fifteen-minute interval in the billing period as indicated or recorded by instruments installed, owned and maintained by the utility, but not less than the diversified resistance welder load computed in accordance with the utility's Rule 2. In the case of hoists, elevators, furnaces, or other loads where the energy demand is intermittent or subject to violent fluctuations, the utility may base the Maximum Demand upon a five minute interval instead of a fifteen minute interval. In case the Maximum Demand has not been measured, it may be determined by test at the option of the utility.

MAXIMUM ANNUAL DEMAND: The Maximum Annual Demand shall be the highest Maximum Monthly Demand for the current and prior eleven months. If during the prior eleven months there is a month(s) when there was not a demand registering device in place then no Maximum Demand shall be assumed.

MAXIMUM MONTHLY DEMAND: The Maximum Monthly Demand shall be the Maximum Demand occurring during the current billing period. If the utility has at its election not obtained a separate maximum demand read for each billing period then the utility shall use 95% of the last metered Maximum Demand in determining the Maximum Monthly Demand. Where customers paying for standby service under Schedules S or S-I experience a forced or scheduled outage of the customer's generating system during the billing period as demonstrated to the reasonable satisfaction of the utility, within 60 days of occurrence, the level of that outage (not to exceed the amount of the contracted standby level), on a kw basis, is to be subtracted from the recorded demand in the applicable month.

(Continued)

Advice Ltr. No. _____

Decision No. _____

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Resolution No. _____

RULE 2

DESCRIPTION OF SERVICE

G. **Power Factor.** The utility may require the customer to provide, at the customer's expense, equipment to increase the operating power factor at the utility's service connection point to the customer to not less than 90%, lagging or leading.

T
T
T

H. **Wave Form.** The utility may require that the wave form of current drawn by equipment of any kind be in conformity with good engineering practice (such as the Institute of Electrical and Electronics Engineer's (IEEE) Recommended Practice 519).

N
N

I. **Special Facilities and Maintenance**

1. Special facilities are considered to be existing, enlarged or new facilities installed, used and/or maintained by the utility at the applicants request in addition to, as enlargements of, as alternate to, or in substitution for, the standard facilities which the utility would normally install, maintain or use and which represent additional costs to the utility over normally installed facilities. These facilities can include but are not limited to power quality conditioning equipment, peaking equipment, customer connection costs, installation and/or maintenance of facilities downstream of the meter, facilities where the cost is in excess of the standard extension allowances, and alternate service equipment. Except where provided by rate schedule, installation and/or maintenance of special facilities will be made at the utility's option, provided the type of special facilities requested is acceptable to the utility and the utility agrees to the installation and/or maintenance of the special facilities, under the following conditions:

- a. The applicant for special facilities is also an applicant for permanent electric service or is a customer for permanent electric service at the same location.
- b. The utility will install/maintain the requested facility so long as the facility does not pose, in the opinion of the utility, a hardship on the utility.
- c. The applicant will execute a contract covering the installation and/or maintenance of special facilities. In addition to providing for the payment of charges as determined under a regularly filed rate schedule, the contract will provide for the following:
 - (1) an estimate of the cost of the special facility that the applicant is requesting the utility to install and/or maintain;

(Continued)

Advice Ltr. No. _____

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RULE 5

SPECIAL INFORMATION AVAILABLE FOR CUSTOMERS

A. Information/Brochures (Continued)

1. Rights and Remedies (Continued)

b. Termination Dispute for Domestic Customers

In an emergency situation if the customer is temporarily unable to pay his SDGE bill he may be eligible for special payment arrangements. SDGE will furnish information on the availability of financial assistance to those customers who demonstrate an inability to pay their bill.

The customer must contact SDGE prior to the expiration date of any delinquency notice before termination of service to be eligible for special payment arrangements.

If arrangements are granted, the customer must comply with the agreement and pay all future bills on time in order to continue his service.

If a special payment agreement was not provided to the customer and he believes such an agreement is necessary, he must write to the Commission's Consumer Affairs Branch, (CAB). This must be done prior to any delinquent notice expiration date to avoid interruption of his service. The customer is not required to place a deposit with the Commission in a termination dispute.

Formal complaint procedures are available to appeal the CAB decision.

c. Special Notice to Elderly or Disabled Domestic Customers

If the customer is elderly (age 62 or over) or disabled, he has a right to name a third party, such as a friend, relative or an agency, to receive any SDGE notices on his behalf, provided that the third party so agrees. Information on the availability of this service will be made available by the utility on an annual basis.

(Continued)

Advice Ltr. No. _____

Decision No. _____

Issued by
William L. Reed
Vice President
Regulatory Affairs

Date Filed _____

Effective _____

Resolution No. _____

RULE 8

NOTICES

A. Notices to Customers

When notices from the utility to a customer are required, they will normally be given in writing, either mailed, as defined in Rule 1, to the customer's mailing address, or delivered to customer's service address, except that in emergencies the utility may give oral notices.

The discontinuance of service notice for nonpayment of a delinquent non-domestic account shall be mailed as stated above at least five calendar days prior to proposed termination of non-domestic service.

The discontinuance of service notice for nonpayment of a delinquent domestic account shall be mailed, addressed to the customer to whom the service is billed, at least 15 calendar days prior to proposed termination of domestic service to a residential dwelling. The utility shall also make a reasonable attempt to contact an adult person residing at the customer's residence either by telephone or in person at least 24 hours prior to termination of service, except that, whenever telephone or personal contact cannot be accomplished, the utility shall give, either by mail or in person, a notice of termination of service at least 48 hours prior to termination.

For elderly (age 62 and over) and disabled* residential customers, the utility shall provide at least 48 hours notice by telephone or visit; however, if personal contact cannot be made by telephone or visit, notice shall be posted in a conspicuous location at the service address at least 48 hours prior to termination.

A domestic customer who has established to the satisfaction of the utility that he is disabled* or elderly (age 62 or older) may designate a friend, family member, or public or private agency as a third party representative to receive notice on the customer's behalf. The customer must provide to the utility written consent of the designated third party representative as well as a change in said designation.

*Certification from a licensed physician, public health nurse, or a social worker may be required by the utility.

(Continued)

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RULE 11

DISCONTINUANCE OF SERVICE

A. Non-Payment of Bills

A domestic customer's bill for electric service will be considered past due if not paid within 19 days of the date mailed.

A domestic customer's electric service may be discontinued for the non-payment of a past due bill for electric service provided that a written notice of discontinuance has been issued and the bill has not been paid within 15 days of the past due notice. A minimum of 34 days shall elapse between the date of billing and date of termination.

For domestic service, the utility shall make a reasonable¹ attempt to contact an adult person residing at the customer's residence either by telephone or by personal contact at least 24 hours prior to termination of service, except that, whenever telephone or personal contact cannot be accomplished, the utility shall give, either by mail or in person, a notice of termination of service at least 48 hours prior to termination.

For elderly (age 62 and over) and disabled^{*} residential customers, the utility shall provide at least 48 hours notice by telephone or visit; however, if personal contact cannot be made by telephone or visit, notice shall be posted in a conspicuous location at the service address at least 48 hours prior to termination.

If a domestic customer fails to comply with an amortization agreement, the utility shall not terminate service without giving notice to the customer at least 48 hours prior to termination, of the conditions the customer is required to meet to avoid termination; but, such notice shall not entitle the customer to further investigation by the utility.

For a master-metered customer, a minimum of 34 days shall elapse between the date of billing and date of termination. The utility shall make a reasonable effort to notify each customer affected at least ten days prior to terminating service.

^{*} Certification from a licensed physician, public health nurse, or a social worker may be required by the utility.

(Continued)

Advice Ltr. No. _____

Decision No. _____

Issued by
William L. Reed
Vice President
Regulatory Affairs

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Effective _____

Resolution No. _____

APPENDIX A

Canceled

Revised Cal. P.U.C. Sheet No. _____

Original Cal. P.U.C. Sheet No. _____

7157-E

AGREEMENT FOR ILLUMINATED TRANSIT SHELTERS

FORM 118-00228 (1/98)

T

(See Attached Form)

Advice Ltr. No. _____

Decision No. _____

Issued by
William L. Reed
Vice President
Regulatory Affairs

Date Filed _____

Effective _____

Resolution No. _____



San Diego Gas & Electric
An Enova Company

APPENDIX A

AGREEMENT FOR ILLUMINATED TRANSIT SHELTERS

This Agreement is made and entered into as of < date > for a period of 12 months, by and between SAN DIEGO GAS & ELECTRIC COMPANY, a corporation, hereinafter called "Utility," and < applicant > hereinafter called "Applicant."

In consideration of the mutual promises herein, the parties agree as follows:

1. Utility agrees to furnish unmetered electric energy (Service), primarily to be used for safety illumination, where the customer is responsible for the entire installation, including underground lines from a central point of connection with utility facilities, for certain transit shelters as described in Exhibit A, attached hereto.
2. The illuminated transit shelters (Shelters) shall be switch controlled by a photoelectric cell which the Applicant is responsible for installing and maintaining. Under normal conditions, this will result in approximately 4,165 burning hours per year.
3. Service will be provided at a standard available distribution voltage.
4. Relocation of utility facilities at the customer's request or because of governmental requirements will be made providing the customer pays the actual costs incurred by the utility for such relocation.
5. Applicant agrees to pay for Service a monthly amount, based on Schedule A-TC, derived in the manner shown below, per Shelter, for installations set forth in Exhibit A for a period of 12 months commencing < date >, or as soon thereafter as the Utility is reasonably able to supply said service. In addition, the Applicant agrees to pay all applicable taxes.

The monthly amount shall be based on rates in effect on SDG&E's Schedule A-TC, or a succeeding tariff. The monthly amount is derived from multiplying the annual number of burn hours by the estimated watts to be utilized by the Shelter, as detailed in Exhibit A, by the Schedule A-TC energy charge and dividing by twelve months, then adding the customer charge from Schedule A-TC.

$$(A \text{ hrs/yr} \times B \text{ kW} \times C \text{ \$/kWh} / 12 \text{ months}) + \$D + \$E = \text{monthly charge}$$

A = approximate number of burning hours per year

B = maximum total connected kW per structure

C = Schedule A-TC energy charge

D = Schedule A-TC customer charge

E = appropriate taxes, franchise fees, governmental agency fees, etc.

The Schedule A-TC charges will change periodically upon approval by the California Public Utilities Commission. The Applicant agrees to pay a revised charge based on any revisions to Schedule A-TC charges, the Franchise Fee Differential, applicable state surcharges, CPUC fees, or any other fees imposed by a governmental agency.

APPENDIX A

- 2 -

6. Applicant agrees, upon approval by the California Public Utilities Commission of tariff schedules containing specific rates for the service described in Exhibit A, to pay such sum in lieu of the sum mentioned in Paragraph 3 above, effective as of the date such tariff schedules become effective.
7. The parties agree that, upon the expiration of the original term, this Agreement shall be automatically held in effect except that this Agreement may be terminated by either party after the expiration of the original term upon not less than 60 days written notice.
8. Applicant agrees to advise the Utility of changes in connected load or number of Shelters within 15 days following any change. Utility shall have the right to rebill the Applicant to the date of the initial or latest subsequent contract for any increases in connected load discovered by load checks.
9. Utility agrees to use reasonable diligence in providing uninterrupted service, but does not guarantee continuity or sufficiency of supply of electric energy. Monthly energy bills will not be adjusted because of lamp outages.
10. Applicant agrees to be governed by the Utility's applicable rates and Rules on file with the California Public Utilities Commission, which rates and Rules are made a part hereof by reference, and a copy of which will be furnished to Applicant upon request. This Agreement shall at all times be subject to such changes or modifications as said Commission may, from time to time direct in the exercise of its jurisdiction.
11. Applicant will indemnify and hold harmless Utility, its officers, agents, and employees against all loss, damage, expense, and liability resulting from injury to or death of persons, including but not limited to, employees or officials of Utility, Applicant, or injury to property, including, but not limited to, damage to property of Utility or Applicant, arising out of or in any way connected with Applicant's installation, ownership, use or maintenance of the Shelters and Utility's furnishing Service under this Agreement, except to the extent caused by the sole negligence of Utility. Applicant shall, on Utility's request, defend any action, claim, or suit asserting a claim covered by this indemnity and shall pay all costs that may be incurred by Utility in enforcing this indemnity, including reasonable attorney's fees.

IN WITNESS THEREOF, the parties hereto have caused this Agreement to be executed for and on behalf of each, by their duly authorized agents, partners, or corporate officers, as of the day and year first above written.

APPLICANT

SAN DIEGO GAS & ELECTRIC CO.
a corporation

BY _____

BY _____

APPENDIX A

-3-

EXHIBIT 'A' TO ILLUMINATED TRANSIT SHELTER AGREEMENT BETWEEN

SAN DIEGO GAS & ELECTRIC COMPANY

AND

< agency >

1. Service Location:

<location/territory>

2. Service Information:

- a. Number of illuminated transit shelters
- b. Maximum Total Connected kW per Shelter
- c. Approximate Burning Hours per Year
- d. Description of Lamp

< number >

.355

4,165

Fluorescent

.C

3. Transit Shelter Locations:

< descriptive location of Shelters >