

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

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RESOLUTION NO. G-2276

RESOLUTION

UTILITIES DIVISION

BRANCH/SECTION: Gas

DATE: May 22, 1979

SUBJECT: Order Authorizing Acceptance of Special Contract Under
Conditions Deviating from Filed Tariffs

WHEREAS: PACIFIC GAS & ELECTRIC COMPANY (PG&E), by Advice Letter No. 1039-G, filed April 25, 1979, has requested authorization to carry out the terms and conditions of a special contract with New England Mutual Life Insurance Company (New England), covering a gas main and distribution extension to provide natural gas service to New England's commercial and industrial development in San Jose, Santa Clara County, under the following conditions:

1. The agreement deviates from filed tariffs in that New England will pay in advance of construction \$30,377, which is the difference between the total estimated cost of the facilities and a credit for the gas share of the trenching to be done by New England.

2. The agreement further deviates from filed tariffs by requiring a monthly cost-of-ownership charge of \$407.69 representing 1% of the total cost of the facilities.

3. In the event that refunds are made on the advance, the monthly cost-of-ownership charge will be adjusted accordingly.

4. New England desires the gas facilities for an industrial park development and is not the ultimate consumer of gas and it is not yet determined who the ultimate consumers will be.

5. This agreement is similar in context to the agreements filed by Advice Letter No. 1038-G, and authorized by Commission Resolution No. G-2272 on April 24, 1979, and

WHEREAS: We find that this agreement is compensatory and nondiscriminatory and will provide service to the applicant in such a manner as to not place a burden on other ratepayers; therefore, good cause appearing,

IT IS ORDERED that:

1. Authority is granted under Sections 454 and 532 of the Public Utilities Code to place this contract in effect on May 25, 1979.

2. The above advice letter and contract be marked to show that they were accepted for filing under Resolution No. G-2276 of the Public Utilities Commission of the State of California. The effective date of this resolution is the date hereof.

I hereby certify that the foregoing Resolution was duly introduced, passed and adopted at a regular conference of the Public Utilities Commission of the State of California, held on the 22nd day of May, 1979, the following Commissioners voting favorably thereon:

Executive Director