

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

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RESOLUTION NO. G-2367

R E S O L U T I O N

UTILITIES DIVISION
 BRANCH/SECTION: Gas
 DATE: August 19, 1980

Return to Gas Branch

SUBJECT: Pacific Gas & Electric Company. Order Authorizing Acceptance of a Special Contract Under Conditions Deviating from Filed Tariffs.

WHEREAS: PACIFIC GAS & ELECTRIC COMPANY (PG&E), by Advice Letter No. 1097-G, filed July 25, 1980, has requested authority to carry out the terms and conditions of a special contract with River Oaks Associates, covering a gas main extension and service stubs to provide natural gas service to applicant's commercial and industrial development in San Jose, Santa Clara County under conditions deviating from filed tariffs and resulting in the following:

1. The agreement deviates from filed tariffs in that the applicant will pay in advance of construction \$34,879, which represents the total cost of the system (\$48,607) less a credit of \$13,728 for trenching and backfilling performed by applicant.
2. The agreement further deviates from filed tariffs in that the applicant will pay PG&E a monthly cost-of-ownership charge of \$486.07, which represents 1% of the total cost of the gas systems, and will be adjusted accordingly if refunds are made.
3. The applicant is constructing a commercial and industrial development and is not the ultimate consumer of gas service to be provided.
4. Since not all of the ultimate consumers have been determined at this time, exercising the Exceptional Case clause of Rule No. 15 is appropriate in this case.
5. The agreement is basically similar in content with prior agreements filed by PG&E and authorized by prior Commission Resolutions, notably G-2364, dated July 29, 1980, and

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

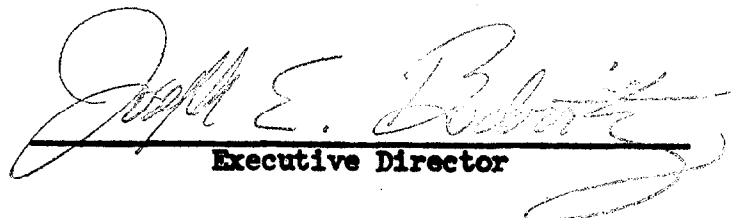
RETURN TO GAS BRANCH

IT IS ORDERED that:

1. Authority is granted under Section X.A. of General Order No. 96-A, and under Sections 454 and 532 of the Public Utilities Code to place the above contract into effect on August 24, 1980, which constitutes regular statutory notice.
2. The above advice letter and contract shall be marked to show that they were accepted for filing under Resolution No. G-2367 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 August 19, 1980, the following Commissioners voting favorably thereon:

JOHN E. BRYSON
President
VERNON L. STURGEON
CLAIRE T. DEPRICK
LEONARD M. GRIMES, JR.
Commissioners


Executive Director