

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF CALIFORNIA**

Application of PACIFIC GAS AND  
ELECTRIC COMPANY and PG&E  
CORPORATION for Limited Exemption  
from Rule V.E of the Commission's Affiliate  
Transaction Rules

Application No. 08-07- 014  
(Filed July 9, 2008)

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**MOTION FOR AN ORDER SHORTENING TIME TO  
RESPOND TO MOTION FOR INTERIM DECISION  
GRANTING LIMITED, TEMPORARY WAIVER OF  
AFFILIATE TRANSACTION RULE V.E., AND  
SHORTENING TIME TO COMMENT ON PROPOSED  
DECISION**

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July 9, 2008

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**MOTION FOR AN ORDER SHORTENING TIME TO RESPOND TO  
MOTION FOR INTERIM DECISION GRANTING LIMITED,  
TEMPORARY WAIVER OF AFFILIATE TRANSACTION RULE V.E.,  
AND SHORTENING TIME TO COMMENT ON PROPOSED DECISION**

11 Pacific Gas and Electric Company ("PG&E") and PG&E Corporation (collectively, "Appli-  
12 cants") move, pursuant to Rules 11.1 and 14.6 of the Commission's Rules of Practice and Procedure,  
13 for an order shortening time to respond to Applicants' Motion for Interim Decision Granting Limited,  
14 temporary Waiver of Affiliate Transaction Rule V.E., and for an order shortening the time to com-  
15 ment on the Commission's Proposed Decision on Applicants' Motion for Interim Decision.

16 William Morrow, PG&E President and Chief Executive Officer (CEO), and a member of the  
17 PG&E Board of Directors has informed PG&E Corporation and PG&E that he plans to resign from  
18 his positions with PG&E effective August 31, 2008. Applicants filed today an application for a  
19 limited waiver of Affiliate Transaction Rule V.E. so that PG&E Corporation's President and CEO,  
20 Peter Darbee, may act as President and CEO of both companies until such time as PG&E Corporation  
21 has significant non-utility subsidiaries (the "Application"). To ensure that PG&E will have a  
22 qualified President and CEO on September 1, 2008, Applicants filed a Motion for Interim Decision  
23 Granting Limited, Temporary Waiver of Affiliate Transaction Rule V.E., requesting a temporary  
24 waiver so that Mr. Darbee can serve as President and CEO of both companies pending the  
25 Commission's final decision on the Application.

26 The last Commission regularly scheduled Commission meeting before September 1, 2008 will  
27 be held on August 21, 2008. To obtain a decision on Applicants' motion for an interim decision by  
28 then, Applicants have proposed the following schedule:

1	July 9, 2008	Filing of Application and accompanying motions
2	July 16, 2008	Responses to motion for interim relief
3	July 31, 2008	Proposed Decision on interim relief
4	August 11, 2008	Comments on Proposed Decision
5	August 21, 2008	Commission Decision on interim relief

6 This schedule will require shortening the time to respond to Applicants’ motion to seven days,  
7 and shortening the time to comment on the Proposed Decision to eleven days. Shortening the time to  
8 respond and comment is appropriate given that time is of the essence, the absence of disputed issues  
9 of fact raised by the motion, and the lack of harm to the public interest that would result from granting  
10 a limited, temporary waiver of Rule V.E.

11 Rule 14.6 of the Commission’s Rules of Practice and Procedure allows the Commission to  
12 waive or shorten the period for public review and comment on a proposed decision in the case of  
13 “[r]equests for relief based on extraordinary conditions in which time is of the essence” or “for a deci-  
14 sion where the Commission determines, on the motion of a party or on its own motion, that public  
15 necessity<sup>1</sup> requires reduction or waiver of the 30-day period for public review and comment.” Rule  
16 14.6(a)(6) & (b)(9). Applicants’ motion for interim relief seeks relief based on such an extraordinary  
17 condition where time is of the essence. The public necessity requires shortening of the 30-day period  
18 because failure to do so would risk leaving PG&E without a President and Chief Executive Officer.

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27 <sup>1</sup> “‘Public necessity’ includes, without limitation, circumstances where failure to adopt a decision  
28 before expiration of the 30-day review and comment period would place the Commission or a Com-  
mission regulatee in violation of applicable law.” Rule 14.6(b)(9).



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Application No. 08-07-\_\_\_\_\_  
(Filed July 9, 2008)

**[PROPOSED] ORDER GRANTING MOTION FOR AN  
ORDER SHORTENING TIME TO RESPOND TO MOTION  
FOR INTERIM DECISION GRANTING LIMITED,  
TEMPORARY WAIVER OF AFFILIATE TRANSACTION  
RULE V.E., AND SHORTENING TIME TO COMMENT ON  
PROPOSED DECISION**

On July 9, 2008, Pacific Gas and Electric Company and PG&E Corporation (collectively, "Applicants") moved, pursuant to Rules 11.1 and 14.6 of the Commission's Rules of Practice and Procedure, for an order shortening time to respond to Applicants' Motion for Interim Decision Granting Limited, Temporary Waiver of Affiliate Transaction Rule V.E., and for an order shortening the time to comment on the Commission's Proposed Decision on Applicants' Motion for Interim Decision.

Good cause having been shown, Applicants' motion is **GRANTED** and it is hereby **ORDERED** that the time to respond to Applicants' Motion for Interim Decision Granting Limited, Temporary Waiver of Affiliate Transaction Rule V.E is shortened. Responses to the motion must be filed no later than July 16, 2008. **IT IS FURTHER ORDERED** that the time to file comments on the Commission's Proposed Decision on Applicants' Motion for Interim Decision Granting Limited, Temporary Waiver of Affiliate Transaction Rule V.E is shortened to eleven days.

Dated July \_\_\_\_\_, 2008 at San Francisco, California.

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CERTIFICATE OF SERVICE BY ELECTRONIC MAIL

I, the undersigned, state that I am a citizen of the United States and am employed in the City and County of San Francisco; that I am over the age of eighteen (18) years and not a party to the within cause; and that my business address is Pacific Gas and Electric Company, Law Department, PO Box 7442, San Francisco, CA 94120.

On the 9th day of July, 2008, I served a true copy of:

**MOTION FOR AN ORDER SHORTENING TIME TO  
RESPOND TO MOTION FOR INTERIM DECISION  
GRANTING LIMITED, TEMPORARY WAIVER OF  
AFFILIATE TRANSACTION RULE V.E., AND  
SHORTENING TIME TO COMMENT ON PROPOSED  
DECISION**

By e-mail to all parties to A.05-10-030.

I certify and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on the 9th day of July, 2008.

/s/

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LINDA S. DANNEWITZ