

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of California-American Water Company (U210W) for Authorization to Implement the Carmel River reroute and San Clemente Dam Removal Project and to Recover the Costs Associated with the Project in Rates.

Application 10-09-018
(Filed September 22, 2010)

ORDER DENYING REHEARING OF DECISION (D.)12-06-040

This decision disposes of the application for rehearing of Decision (D.) 12-06-040 (or “Decision”), filed by the Division of Ratepayer Advocates (“DRA”). In D.12-06-040, the Commission approved the request of California-American Water Company (“Cal-Am”) to implement its Carmel River Reroute and San Clemente Dam Removal Project (“Project”). The Decision also resolved cost recovery and ratemaking issues for the Project and related expenses.

In its rehearing application, DRA asserts: (1) the Decision erred in concluding that the San Clemente Dam (“Dam”) has been used and useful and (2) the Decision erred in granting Cal-Am a full rate of return on the Project. Cal-Am filed a response, which opposed the rehearing application.

We have carefully considered all the arguments presented by DRA and are of the opinion that no legal error has been demonstrated on the issues of whether the Dam has been used and useful and whether Cal-Am should be granted a full rate of return on the Project. Therefore, we deny DRA’s application for rehearing.

THEREFORE, IT IS ORDERED that:

1. Rehearing of D.12-06-040 is denied.
2. Application (A.) 10-09-018 is hereby closed.

This order is effective today.

Dated April 4, 2013, at San Francisco, California.

MICHAEL R. PEEVEY
President
CATHERINE J.K. SANDOVAL
MARK J. FERRON
Commissioners

I reserve the right to file a dissent

/s/ MICHEL PETER FLORIO
Commissioner

I dissent.

/s/ CARLA J. PETERMAN
Commissioner