

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

Resolution ALJ-295  
Administrative Law Judge Division

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**RESOLUTION**

RESOLUTION ALJ-295 - Ratification of changes to preliminary determinations for Rulemaking 11-02-018, pursuant to Rule 7.5.

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**SUMMARY**

This resolution approves the change of the preliminary determinations made earlier by the Commission regarding both the category of Rulemaking 11-02-018 and the need for hearing.

**DISCUSSION**

Senate Bill 960 (Leonard, ch. 96-0856) requires, among other things, that the Commission categorize proceedings and determine the need for hearing for purposes of determining the applicable restrictions on *ex parte* communications and other applicable rules. The rules implementing these requirements are found, for the most part, in Articles 7 and 8 of the Commission's Rules of Practice and Procedure (Rules).

Pursuant to Rule 7.1(d), an Order Instituting Rulemaking shall preliminarily determine the category of the proceeding and the need for hearing, which determinations shall be confirmed or changed by assigned Commissioner's ruling pursuant to Rule 7.3.

Rule 7.5 requires Commission approval of assigned Commissioner's rulings that change the preliminary determination of category or need for hearing. The Commission has reviewed the 2<sup>nd</sup> amended ruling and scoping memo filed July 17, 2013, in Rulemaking 11-02-018 and approves the assigned Commissioner's change in the category from the preliminary determination of quasi-legislative to ratesetting and change in the hearing determination from no hearing needed to hearing needed, consistent with the definitions of Rule 1.3 and the requirements of Article 7 of the Rules.

**IT IS ORDERED** that the assigned Commissioner's second amended scoping ruling changing the preliminary determination and category of Rulemaking 11-02-018 is approved.

This resolution is effective today.

I certify that the foregoing resolution was duly introduced, passed, and adopted at a conference of the Public Utilities Commission of the State of California held on \_\_\_\_\_, the following Commissioners voting favorably thereon:

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PAUL CLANON  
Executive Director