

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



FILED

05-05-10
04:59 PM

In the Matter of the Application of California-American Water Company (U210W) for a Certificate of Public Convenience and Necessity to Construct and Operate its Coastal Water Project to Resolve the Long-Term Water Supply Deficit in its Monterey District and to Recover All Present and Future Costs in Connection Therewith in Rates

A.04-09-019
(Filed September 20, 2004;
Amended July 14, 2005)

**CALIFORNIA-AMERICAN WATER COMPANY'S
NOTICE OF EX PARTE COMMUNICATION**

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May 5, 2010

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OF THE STATE OF CALIFORNIA**

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Pursuant to Rule 8 of the Rules of Practice and Procedure of the California Public Utilities Commission ("Commission"), California-American Water Company ("California American Water") submits this Notice of Ex Parte Communication in the above-captioned proceeding.

The communication was a telephone conference that took place on April 30, 2010. The following participated in the telephone conference: Laura Krannawitter, Advisor to Commissioner Bohn; Rami Kahlon, Director, Division of Water and Audits; Robert G. MacLean, President of California American Water; Carrie Gleeson, General Counsel for California American Water; James M. Reilly, regulatory counsel for California American Water; and Lori Anne Dolqueist of Manatt Phelps & Phillips, LLP, outside counsel for California American Water. The meeting began at approximately 10:00 a.m. and lasted approximately one half hour. No written materials were used.

Mr. MacLean began the meeting by providing an update on the State Water Resources Control Board's ("SWRCB") Cease and Desist Order No. WR 2009-0060 against California

American Water.¹ Mr. MacLean reported that on April 22, 2010 the Santa Clara Superior Court lifted the stay of the Cease and Desist Order and denied California American Water's motion for a preliminary injunction.

The Cease and Desist Order requires California American Water to seek a moratorium prohibiting new connections that would be served using water from the Carmel River. Mr. MacLean stated that he had met with representatives from the cities that would be affected by the moratorium and that the moratorium would likely be controversial. In light of the expected controversy surrounding the issue, and in order to provide the affected parties and the Commission the opportunity to fully examine the issue in a formal proceeding, California American Water discussed whether an application might be the best procedural method for seeking a moratorium.

Parties may request a copy of this notice by contacting:

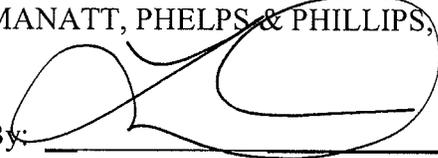
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¹ Although the Cease and Desist Order itself is not the subject of a formal Commission proceeding, a discussion of it implicates issues related to the need for and timing of the Coastal Water Project. Therefore, out of an abundance of caution, California American Water includes the Cease and Desist Order as part of its report in this notice.

Dated: May 5, 2010

Respectfully submitted,

MANATT, PHELPS & PHILLIPS, LLP

By: 

Lori Anne Dolqueist

Attorneys for Applicant
California-American Water Company

PROOF OF SERVICE

I, Cinthia A. Velez, declare as follows:

I am employed in the City and County of San Francisco, California. I am over the age of eighteen years and not a party to this action. My business address is MANATT, PHELPS & PHILLIPS, LLP, One Embarcadero Center, 30th Floor, San Francisco, California 94111-3719. On May 5, 2010, I served the within:

California-American Water Company's Notice of Ex Parte Communication

on the interested parties in this action addressed as follows:

See attached service list

- (BY CPUC E-MAIL SERVICE)** By transmitting such document electronically from Manatt, Phelps & Phillips, LLP, San Francisco, California, to the electronic mail addresses listed above. I am readily familiar with the practice of Manatt, Phelps & Phillips, LLP for transmitting documents by electronic mail, said practice being that in the ordinary course of business, such electronic mail is transmitted immediately after such document has been tendered for filing. Said practice also complies with Rule 2.3(b) of the Public Utilities Commission of the State of California and all protocols described therein.

- (BY MAIL)** By placing such document(s) in a sealed envelope, with postage thereon fully prepaid for first class mail, for collection and mailing at Manatt, Phelps & Phillips, LLP, San Francisco, California following ordinary business practice. I am readily familiar with the practice at Manatt, Phelps & Phillips, LLP for collection and processing of correspondence for mailing with the United States Postal Service, said practice being that in the ordinary course of business, correspondence is deposited in the United States Postal Service the same day as it is placed for collection.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed on May 5, 2010, at San Francisco, California.



Cinthia A. Velez

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A.04-09-019
(Updated May 4, 2010)

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U.S. Mail Service List

A.04-09-019

(Updated May 4, 2010)

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