

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



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In The Matter of the Application of SAN DIEGO GAS & ELECTRIC COMPANY (U 902 E) for a Permit to Construct Electrical Facilities With Voltages Between 50 kV and 200 kV and New Substations With High Side Voltages Exceeding 50kV: The East County Substation Project

Application 09-08-003
(Filed August 10, 2009)

**SAN DIEGO GAS & ELECTRIC COMPANY'S (U 902 E) MOTION FOR
RULING TO SHORTEN TIME FOR RESPONSES TO ITS MOTION TO
STRIKE REBUTTAL TESTIMONY OF BILL POWERS SUBMITTED BY
BACKCOUNTRY AGAINST DUMPS**

Allen K. Trial
Attorney for:

SAN DIEGO GAS & ELECTRIC COMPANY
101 Ash Street, HQ12B
San Diego, CA 92101
Tel: (619) 699-5162
Fax: (619) 699-5027
E-mail: ATrial@semprautilities.com

April 25, 2011

#254230

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

In The Matter of the Application of SAN DIEGO GAS & ELECTRIC COMPANY (U 902 E) for a Permit to Construct Electrical Facilities With Voltages Between 50 kV and 200 kV and New Substations With High Side Voltages Exceeding 50kV: The East County Substation Project

Application 09-04-003
(Filed April 13, 2009)

**SAN DIEGO GAS & ELECTRIC COMPANY’S (U 902 E) MOTION FOR
RULING TO SHORTEN TIME FOR RESPONSES TO ITS MOTION TO
STRIKE REBUTTAL TESTIMONY OF BILL POWERS SUBMITTED BY
BACKCOUNTRY AGAINST DUMPS**

Backcountry Against Dumps submitted the Prepared Rebuttal Testimony of Bill Powers on April 18, 2011. Under the Assigned Commissioner’s Scoping Memo and Ruling (“Scoping Memo”), the evidentiary hearing in this proceeding will be held on Monday, May 2, 2011. Concurrently with this motion, San Diego Gas & Electric Company (“SDG&E”) is filing a motion to strike Powers’ testimony (“Motion to Strike”) as outside the carefully limited scope of permissible testimony set by Commissioner Peevey in the Scoping Memo.

SDG&E respectfully requests that the California Public Utilities Commission:

- (1) shorten the response period for the Motion to Strike from the 15 days required under Commission Rule of Practice and Procedure 11.1(e) to three business days, which would be 5:00 p.m. on Thursday, April 28, 2011; and
- (2) rule on the Motion to Strike

by 5:00 p.m. on Friday, April 29, 2011. Rule 11.1(e) specifically authorizes the Administrative Law Judge to set a shorter time period.

A timely decision by the Commission to strike Powers' testimony will promote respect for Commission limitations on the scope of testimony, advance judicial economy, assist in creating a consistent and clear record, and help the parties avoid unnecessary preparation for the evidentiary hearing on Monday, May 2, 2011.

Dated: April 25, 2011, at San Diego, California.

Respectfully submitted,

By: /s/ Allen K. Trial
Allen K. Trial

ALLEN K. TRIAL
101 Ash Street, HQ-12
San Diego, CA 92101
Telephone: (619) 699-5162
Facsimile: (619) 699-5027
ATrial@semprautilities.com

Attorney for
SAN DIEGO GAS & ELECTRIC COMPANY

CERTIFICATE OF SERVICE

I hereby certify that I have on this day served a true copy of the foregoing **SAN DIEGO GAS & ELECTRIC COMPANY'S (U 902 E) MOTION FOR RULING TO SHORTEN TIME FOR RESPONSES TO ITS MOTION TO STRIKE REBUTTAL TESTIMONY OF BILL POWERS SUBMITTED BY BACKCOUNTRY AGAINST DUMPS** on each party named in the official service list for proceeding **A.09-08-003** by electronic service, and by U.S. Mail to those parties who have not provided an electronic address.

Copies were also sent via Federal Express to Commissioner Michael R. Peevey and to Administrative Law Judge Hallie Yacknin.

Executed April 25, 2011, at San Diego, California.

/s/ Jenny Norin
Jenny Norin



CALIFORNIA PUBLIC UTILITIES COMMISSION Service Lists

PROCEEDING: A0908003 - SDG&E - TO CONSTRUCT
FILER: SAN DIEGO GAS & ELECTRIC COMPANY
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Parties

ALLEN K. TRIAL
ATTORNEY AT LAW
SAN DIEGO GAS & ELECTRIC COMPANY
101 ASH STREET, HQ-12
SAN DIEGO, CA 92101
FOR: SAN DIEGO GAS & ELECTRIC COMPANY.

MARK HASS
701 KETTNER BLVD., UNIT 68
SAN DIEGO, CA 92101
FOR: SELF

STEPHEN C. VOLKER
LAW OFFICES OF STEPHEN C. VOLKER
436 14TH STREET, SUITE 1300
OAKLAND, CA 94612
FOR: BACKCOUNTRY AGAINST DUMPS, THE
PROTECT OUR COMMUNITIES FOUNDATION, AND
EAST COUNTY COMMUNITY ACTION COALITION

Information Only

CASSANDRA SWEET
DOW JONES NEWSWIRES
EMAIL ONLY
EMAIL ONLY, CA 00000

CHRISTOPHER W. GARRETT
LATHAM & WATKINS, LLP
EMAIL ONLY
EMAIL ONLY, CA 00000

DONALD C. LIDDELL
DOUGLASS & LIDDELL
EMAIL ONLY
EMAIL ONLY, CA 00000

EDMUND CLARK
IBERDOLA RENEWABLES
EMAIL ONLY
EMAIL ONLY, OR 00000

HARLEY MCDONALD
IBERDOLA RENEWABLES
EMAIL ONLY
EMAIL ONLY, CA 00000

JEFFREY DUROCHER
IBERDOLA RENEWABLES
EMAIL ONLY
EMAIL ONLY, OR 00000

LAURA A. GODREY
LATHAM & WATKINS, LLP
EMAIL ONLY
EMAIL ONLY, CA 00000

GONZALO MIRALLES
ZEMER ENERGIA S.A. DE C.V.
BLVD MANUEL AVILA CAMACHO 88-9
MEXICO CITY, CA 11000

JANICE SCHNEIDER
LATAM & WATKINS LLP
EMAIL ONLY
EMAIL ONLY, DC 20004-1304

DAVID NISSEN
SAN DIEGO RURAL FIRE PROTECTION DISTRICT
14024 PEACEFUL VALLEY RANCH ROAD
JAMUL, CA 91935

ESTELA DE LLANOS
SAN DIEGO GAS & ELECTRIC COMPANY
101 ASH STREET, HQ-12C
SAN DIEGO, CA 92101

CYNTHIA L. ELDRED
THE LAW OFFICE OF CYNTHIA L. ELDRED
2481 CONGRESS STREET
SAN DIEGO, CA 92110

REMEDIOS SANTOS
SDGE AND SO CALGAS
8300 CENTURY PARK CT., CP31-E
SAN DIEGO, CA 92122

KEVIN O'BEIRNE
SAN DIEGO GAS & ELECTRIC COMPANY
8330 CENTURY PARK COURT, CP32D
SAN DIEGO, CA 92123

CENTRAL FILES SDG&E
8330 CENTURY PARK COURT - CP-31E
SAN DIEGO, CA 92123

LINDA WRAZEN
REGULATORY CASE ADMINISTRATOR
SAN DIEGO GAS & ELECTRIC COMPANY
8330 CENTURY PARK COURT, CP32D
SAN DIEGO, CA 92123-1530
FOR: SAN DIEGO GAS & ELECTRIC COMPANY

BENJAMIN WEISS
LANSING COMPANIES
12770 HIGH BLUFF DR., STE. 160
SAN DIEGO, CA 92130

ELIZABETH KLEBANER
ATTORNEY AT LAW
ADAMS BROADWELL JOSEPH & CARDOZO
601 GATEWAY BOULEVARD, SUITE 1000
SOUTH SAN FRANCISCO, CA 94080

THOMAS W. SOLOMON
ATTORNEY AT LAW
WINSTON & STRAWN LLP
101 CALIFORNIA STREET, 39TH FLOOR
SAN FRANCISCO, CA 94111-5894

JOSHUA A.H. HARRIS
LAW OFFICES OF STEPHAN C. VOLKER
436 14TH STREET, SUITE 1300
OAKLAND, CA 94612

STEPHEN L. ABRAHAMS
LAW OFFICES OF STEPHAN C. VOLKER
436 14TH STREET, SUITE 1300
OAKLAND, CA 94612

State Service

HALLIE YACKNIN
CALIF PUBLIC UTILITIES COMMISSION
DIVISION OF ADMINISTRATIVE LAW JUDGES
ROOM 5005

IAIN FISHER
CALIF PUBLIC UTILITIES COMMISSION
ELECTRICITY PLANNING & POLICY BRANCH
ROOM 4102

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

KARL MEEUSEN
CALIF PUBLIC UTILITIES COMMISSION
EXECUTIVE DIVISION
ROOM 5217
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

MICHAEL COLVIN
CALIF PUBLIC UTILITIES COMMISSION
POLICY & PLANNING DIVISION
ROOM 5119
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

NICHOLAS SHER
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
ROOM 4007
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

SARAH R. THOMAS
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
ROOM 5033
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

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