



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 Certificate of Public Convenience and Necessity for the Sunrise Powerlink Transmission Project.

A.06-08-010
(Filed August 4, 2006)

**AMENDMENT TO THE JOINT MOTION OF THE
CONSUMER PROTECTION AND SAFETY DIVISION
AND SAN DIEGO GAS & ELECTRIC COMPANY (U 902-E)
FOR APPROVAL OF SETTLEMENT AGREEMENT**

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March 20, 2009

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 Certificate of Public Convenience and Necessity for the Sunrise Powerlink Transmission Project

A.06-08-010
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**AMENDMENT TO THE JOINT MOTION OF THE
CONSUMER PROTECTION AND SAFETY DIVISION
AND SAN DIEGO GAS & ELECTRIC COMPANY (U 902-E)
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In an e-mail ruling from Administrative Law Judge (ALJ) Jean Vieth on March 13, 2009, the Settling Parties (the Consumer Protection and Safety Division (CPSD) and San Diego Gas & Electric Company (SDG&E)) were requested to provide clarification with regards to Paragraph 8 of the proposed Settlement Agreement submitted on March 6, 2009. Paragraph 8 states: “The Settling Parties agree that the declarations and other exhibits, appendices, and attachments provided by CPSD and SDG&E in the OSC and SDG&E's Answer to the OSC should be identified as exhibits in this proceeding and received in evidence.” The ALJ ruling requests that the parties provide clarification and an Exhibit List of the documents the Settling Parties intend to be received into evidence.

The Settling Parties clarify that the “record” in this case (that supports the finding of reasonableness in reviewing the settlement) should consist of the exhibits, appendices, and other attachments to the OSC and SDG&E's Answer to the OSC. The Settling Parties stipulate to the admission of these documents into evidence without objection, so long as the proposed Settlement Agreement is approved without modification. If the proposed Settlement Agreement is not approved without modification and the case proceeds to evidentiary hearings, CPSD and SDG&E reserve the right to object to the admissibility of any party's testimony. (See second sentence

of Paragraph 8, proposed Settlement Agreement, attached as Exhibit A to the Joint Motion.) Attached to this Amendment is an Exhibit List of the documents the parties request to be entered into evidence. The Settling Parties will also submit a complete set of the exhibits listed in the attached Exhibit List for the ALJ to mark and enter into evidence.¹

Respectfully submitted,

/s/ TRAVIS T. FOSS

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March 20, 2009

¹ Because all of these Exhibits were already served on the parties to this case with the filing of the OSC (August 1, 2008) and SDG&E's Answer to the OSC (August 18, 2008), the Settling Parties are not re-submitting them to the service list with this Amendment to the Joint Motion.

EXHIBIT LIST

A. 06-08-010
Exhibit List

<u>Document</u>	<u>Exhibit #</u>	<u>Admitted</u>
<u>CPSD Exhibits</u>		
Letter from H. Paul Cuero, Jr. Chairman of Campo Kumeyaay Nation to SDG&E, 2/01/2008	1	_____
Letter from Samuel D. Gollis, Campo Band of Mission Indians to CPUC and BLM, 4/11/2008	2	_____
Letter from Peggy Hernandez, Forest Supervisor for USDA to CPUC and BLM, 3/16/2007	3	_____
Declaration of Billie Blanchard	4	_____
Notice of Ex Parte Communication between SDG&E and Robert Mason, 6/12/2008	5	_____
Notice of Ex Parte Communication between SDG&E and Robert Kinosian and Lindsay Brown, 6/12/2008	6	_____
Notice of Ex Parte Communication between SDG&E and Nancy Ryan and Andy Schwartz, 6/12/2008	7	_____
Notice of Ex Parte Communication between SDG&E and Andy Campbell and Matthew Worchesek, 6/12/2008	8	_____
Declaration of Lindsay Brown	9	_____
Declaration of Robert Kinosian	10	_____
Declaration of Nancy Ryan	11	_____
Declaration of Andrew Schwartz	12	_____
<u>SDG&E Exhibits</u>		
Appendix 1; August 1, 2008 Version of Blanchard Declaration	13	_____
Appendix 2; Declaration of Kevin O'Beirne	14	_____
Appendix 3; Declaration of Michael R. Niggli	15	_____
Appendix 4; Declaration of William H. "Billy" Blattner	16	_____
Appendix 5; Declaration of Jill Larson	17	_____
Appendix 6; Declaration of Dan Skopec	18	_____
Appendix 7; Declaration of Jonathan Woldemariam	19	_____
Appendix 8; SDG&E's March 25, 2008 Ex Parte Notice	20	_____
Appendix 9; Energy Division Data Request #30	21	_____

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of “**AMENDMENT TO THE JOINT MOTION OF THE CONSUMER PROTECTION AND SAFETY DIVISION AND SAN DIEGO GAS AND ELECTRIC COMPANY (U 902-E) FOR APPROVAL OF SETTLEMENT AGREEMENT**” in **A.06-08-010** by using the following service:

E-Mail Service: sending the entire document as an attachment to an e-mail message to all known parties of record to this proceeding who provided electronic mail addresses.

U.S. Mail Service: mailing by first-class mail with postage prepaid to all known parties of record who did not provide electronic mail addresses.

Executed on March 20, 2009 at San Francisco, California.

/s/ ALBERT HILL

Albert hill

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address and/or e-mail address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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