



BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

FILED

Participation in Order Instituting Rulemaking for the Purpose of Reviewing and Potentially Amending General Order 156 and to Consider Other Measures to Promote Economic Efficiencies of an Expanded Supplier Base and to Examine the Composition of the Utilities' Workforce	R.09-07-027	04-30-10 04:59 PM
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**NOTICE OF INTENT TO CLAIM INTERVENOR COMPENSATION
AND, IF REQUESTED (and checked), ALJ RULING
ON SHOWING OF SIGNIFICANT FINANCIAL HARDSHIP**

Customer (party intending to claim intervenor compensation): The Latino Business Chamber of Greater Los Angeles		
Assigned Commissioner: Mike Peevey	Assigned ALJ: Melanie Darling	
I hereby certify that the information I have set forth in Parts I, II, III and IV of this Notice of Intent (NOI) is true to my best knowledge, information and belief. I further certify that, in conformance with the Rules of Practice and Procedure, this NOI and has been served this day upon all required persons (as set forth in the Certificate of Service attached as Attachment 1).		
Signature: /s/Jorge C. Corralejo		
Date:	4/28/10	Printed Name: Jorge C. Corralejo

PART I: PROCEDURAL ISSUES

(To be completed by the party ("customer") intending to claim intervenor compensation)

A. Status as "customer" (see Pub. Util. Code § 1802(b)): The party claims "customer" status because it (check one):	Applies (check)
1. Category 1: Represents consumers, customers, or subscribers of any electrical, gas, telephone, telegraph, or water corporation that is subject to the jurisdiction of the Commission (§ 1802(b)(1)(A))	✓
2. Category 2: Is a representative who has been authorized by a "customer" (§ 1802(b)(1)(B)).	
3. Category 3: Represents a group or organization authorized pursuant to its articles of incorporation or bylaws to represent the interests of residential customers, to represent "small commercial customers" (§ 1802(h)) who receive bundled electric service from an electrical corporation (§ 1802(b)(1)(C)), or to represent another eligible group.	✓
4. The party's explanation of its customer status, economic interest (if any), with any documentation (such as articles of incorporation or bylaws) that supports the party's	

“customer” status. Any attached documents should be identified in Part IV.

B. Timely Filing of NOI (§ 1804(a)(1)):	Check
1. Is the party’s NOI filed within 30 days after a Prehearing Conference? Date of Prehearing Conference: <i>Filed by the required date of April 30, 2010</i>	Yes <u> x </u> No <u> </u>
2. Is the party’s NOI filed at another time (for example, because no Prehearing Conference was held, the proceeding will take less than 30 days, the schedule did not reasonably allow parties to identify issues within the timeframe normally permitted, or new issues have emerged)?	Yes <u> </u> No <u> </u>
2a. The party’s description of the reasons for filing its NOI at this other time: See Attachment “A”	
2b. The party’s information on the proceeding number, date, and decision number for any Commission decision, Commissioner ruling, or ALJ ruling, or other document authorizing the filing of its NOI at that other time:	

PART II: SCOPE OF ANTICIPATED PARTICIPATION

(To be completed by the party (“customer”) intending to claim intervenor compensation)

A. Planned Participation (§ 1804(a)(2)(A)(i)): See Exhibit “B” attached.
<ul style="list-style-type: none"> The party’s description of the nature and extent of the party’s planned participation in this proceeding (as far as it is possible to describe on the date this NOI is filed). The party’s statement of the issues on which it plans to participate.

B. The party’s itemized estimate of the compensation that the party expects to request, based on the anticipated duration of the proceeding (§ 1804(a)(2)(A)(ii)):				
Item	Hours	Rate \$	Total \$	#
ATTORNEY FEES				
Senior Counsel	90	535	\$48,150	
[Attorney 2]				

	Subtotal:		\$48,150	
EXPERT FEES				
Diversity Expert 1	125	375	\$46,875	
[Expert 2]	75	325	\$24,375	
[Expert 3]	75	325	\$24,375	
	Subtotal:		\$95,625	
OTHER FEES				
Paralegal	75	90	6750	
Paralegal 2	70	80	6300	
	Subtotal:		\$13,050	
COSTS				
Travel		4000	4000	
Misc		1500	1500	
[Item 3]				
	Subtotal:		\$5500	
TOTAL ESTIMATE \$:			\$156,275	
Comments/Elaboration (use reference # from above):				
<p>When entering items, type over bracketed text; add additional rows to table as necessary. Estimate may (but does not need to) include estimated claim preparation time. Claim preparation is typically compensated at ½ of preparer's normal hourly rate.</p>				

PART III: SHOWING OF SIGNIFICANT FINANCIAL HARDSHIP

(To be completed by party ("customer") intending to claim intervenor compensation; see Instructions for options for providing this information)

A. The party claims "significant financial hardship" for its claim for intervenor compensation in this proceeding on the following basis:	Applies (check)
1. "[T]he customer cannot afford, without undue hardship, to pay the costs of effective participation, including advocate's fees, expert witness fees, and other reasonable costs of participation" (§ 1802(g)); or	✓
2. "[I]n the case of a group or organization, the economic interest of the individual members of the group or organization is small in comparison to the costs of effective participation in the proceeding" (§ 1802(g)).	✓
3. A § 1802(g) finding of significant financial hardship in another proceeding, made within one year prior to the commencement of this proceeding, created a rebuttable presumption of eligibility for compensation in this proceeding (§ 1804(b)(1)).	
ALJ ruling (or CPUC decision) issued in proceeding number:	

Date of ALJ ruling (or CPUC decision):	
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B. The party’s explanation of the factual basis for its claim of “significant financial hardship” (§ 1802(g)) (necessary documentation, if warranted, is attached to the NOI): Attached is exhibit “C”.

**PART IV: THE PARTY’S ATTACHMENTS DOCUMENTING SPECIFIC
ASSERTIONS MADE IN THIS NOTICE**

(The party (“customer”) intending to claim intervenor compensation identifies and attaches documents (add rows as necessary.) Documents are not attached to final ALJ ruling.)

Attachment No.	Description
1	Certificate of Service

ADMINISTRATIVE LAW JUDGE RULING¹
(ALJ completes)

	Check all that apply
1. The Notice of Intent (NOI) is rejected for the following reasons:	
a. The NOI has not demonstrated status as a “customer” for the following reason(s):	
b. The NOI has not demonstrated that the NOI was timely filed (Part I(B)) for the following reason(s):	
c. The NOI has not adequately described the scope of anticipated participation (Part II, above) for the following reason(s):	
2. The NOI has demonstrated significant financial hardship for the reasons set forth in Part III of the NOI (above).	
3. The NOI has not demonstrated significant financial hardship for the following reason(s):	
4. The ALJ provides the following additional guidance (see § 1804(b)(2)):	

¹ An ALJ Ruling will not be issued unless: (a) the NOI is deficient; (b) the ALJ desires to address specific issues raised by the NOI (to point out similar positions, areas of potential duplication in showings, unrealistic expectations for compensation, or other matters that may affect the customer’s claim for compensation); or (c) the NOI has included a claim of “significant financial hardship” that requires a finding under § 1802(g).

IT IS RULED that:

	Check all that apply
1. The Notice of Intent is rejected.	
2. Additional guidance is provided to the customer as set forth above.	
3. The customer has satisfied the eligibility requirements of Pub. Util. Code § 1804(a).	
4. The customer has shown significant financial hardship.	
5. The customer is preliminarily determined to be eligible for intervenor compensation in this proceeding. However, a finding of significant financial hardship in no way ensures compensation.	

Dated _____, at San Francisco, California.

ADMINISTRATIVE LAW JUDGE

**Attachment 1:
Certificate of Service by Customer**

I hereby certify that I have this day served a copy of the foregoing **NOTICE OF INTENT TO CLAIM INTERVENOR COMPENSATION** by (check as appropriate):

- hand delivery;
- first-class mail; and/or
- electronic mail

to the following persons appearing on the official Service List:

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SKIP
JERRY J.
R. NEIL
JACQUELINE
R.
LEIGH K.
JACQUE
LORRAINE
A.
ROBERT W.
DANIEL A.
TIMOTHY J.
CASE
GLORIA
JENNY
JOHN
NANCI
ROB
ESTHER
KATY
TERRY
LINDA
A.J.
MARK
EMMA E.
INGRID
COLIN R.
ILEANA
KRISTIN L.
MARK
MICHELLE

PUNTILLO
GIBSON
MISHOE
ST. CLAIRE
FINKELSTEIN
SWINT
SOUTHASARN
ONTIVEROZ
DAVIS
MELTON
MOSS
WINSTON
COOPER
RUIZ
CHEATHAM
GLOVER
JORDAN
LOPEZ
KOCEN
NICHOLSON
DELL'OSA
RYAN
ADMINISTRATION
ING
DARNEY-LANE
GARON
TRAN
HOWARD
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MIRR
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KATIE	NELSON
SUZANNE	TOLLER
ROBERT	GNAIZDA
MICHAEL R.	HANNEKEN
SEAN	BEATTY
DOUGLAS	PHASON
TRACY	PORTER
ANITA	TAFF-RICE
FRED	JORDAN
DAVID	GLOVER
LEON M.	BLOOMFIELD
TARRELL	GAMBLE
J. ALFRED	SMITH, JR
JEAN	CHUNG
STEPHANIE	CHEN
DARIN	DUNCAN
PATRICK	ALEXANDER
SALVADOR	PEINADO, JR
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FRANCIS	TROTTIER
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KEN	MACIAS
GEORGE	HANIBLE
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Michael
Moises
Natalie

Colvin
Chavez
Wales

Executed this 26th day of April, 2010, at Los Angeles,
California.

/s/ Jorge C. Corralejo

Jorge C. Corralejo
Latino Business Chamber of Greater Los
Angeles
634 S. Spring Street, Suite 818
Los Angeles, CA 90014

Exhibit A

The Latino Business Chamber of Greater Los Angeles is the largest Latino chamber in California and serves directly or indirectly, more than 500,000 small Latino-owned businesses. Over the last two months, our members have increasingly requested that we play an active role before the CPUC in this proceeding, due to our unique technical assistance expertise and the March 17th ruling by the CPUC that this would not be an adversarial proceeding, but instead would focus on workshops, and common interests between regulated companies and the Latino business community.

We will also focus on pipeline issues and Hispanic youth. See study “America’s Future: Latino Child Well-Being in Numbers and Trends” New York Times, April 22, 2010.

However, we were not prepared to file and play an active role until after we met on April 5th with Assigned Commissioner Peevey and new Commissioner Ryan. We had been requesting this meeting since early 2010. Our decision was further reinforced by the comments assigned Commissioner Peevey made at a conference attended by 400 minorities in Los Angeles on April 22nd (SIPA) where he spoke on the importance of diversity and this commission’s activist role and nationally leading role in breaking barriers to effective minority participation.

Unlike other participants, we employ full time two technical assistance experts, who are capable of working directly with the utilities and the CPUC to break the barriers in a wide range of areas identified in the proposed workshops, including absence of minorities in the professional ranks.

If there are further questions as to the timely filing, which we believe is April 30th, we would appreciate a direct meeting with the ALJ and the assigned commissioner.

Exhibit B

To date, no other party is in a position to as effectively represent and implement the outcomes from the proposed workshops as the Latino Business Chamber of Greater Los Angeles. Specifically, we have two full time technical assistance experts who are extremely well respected among the corporate community. We also have staff professionals with the effective outreach to ensure maximum representation of the interests of the 500,000 small Latino-owned businesses within our large service area, Southern California.

It is our primary intention to participate actively in the workshops, work closely with all corporations affected by this OIR and to implement outcomes from the workshops and other rulings.

We have already proposed, for example, that the barriers to effective professional participation by minorities cannot be surmounted by goals alone. They require technical assistance and capacity building funding. We have proposed in recent letters to the assigned commissioner and to major participating companies that one quarter of one percent of their procurement dollars be allocated annually over the next five years for technical assistance and capacity building for minority -owned businesses, particularly where there is a major lack of participation. (Letter sent after April 5th meeting with Assigned Commissioner Peevey).

We are also in a position to represent, through our direct membership, many of the underserved interest groups, such as, for example, minority media, minority CPA's, and minority consultants. Where feasible, members with special knowledge will participate in the workshops and /or with the affected companies, based upon workshop results.

It is also our intention to file and respond to all rulings and briefs filed by the affected corporations and to be available at the workshops and /or oral arguments.

Exhibit C: Financial Hardship

Our organization serves directly or indirectly 500,000 small Latino- owned businesses. Our nonprofit's budget is less than \$500,000 annually, or less than one dollar per Latino business served or represented. A disproportionately large percentage of these Latino businesses are micro businesses that require in order to be effective employers and competitors for contracts, technical assistance and capacity building, which we are in a unique position to provide.

None of our members are in a position to afford the expense of participation in this OIR. In the absence of eligibility, we would not be in a position to play an active role in this proceeding.

Further, we believe from our meetings with Assigned Commissioner Peevey and new Commissioner Nancy Ryan that our chamber's unique participation is essential to the success of this proceeding and would be welcomed by this commission.

We also note that the Latino community has, by far, the largest number of small businesses and professionals in the state of California and that the 500,000 small businesses we serve directly or indirectly in Southern California may be a gross underestimate of the number of Latino – owned businesses in California since the last Census data for Latino – owned businesses is eight years old, as of April 2002. (The updated census in April of 2007 will not be made available until this year).

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Participation in Order Instituting Rulemaking for the Purpose of Reviewing and Potentially Amending General Order 156 and to Consider Other Measures to Promote Economic Efficiencies of an Expanded Supplier Base and to Examine the Composition of the Utilities' Workforce

Rulemaking 09-07-027

CERTIFICATE OF SERVICE

I, Debra Origel, am 18 years of age or older and a non-party to the within proceeding. On April 28th, 2010, I caused the following document:

**NOTICE OF INTENT TO CLAIM INTERVENOR COMPENSATION
AND, IF REQUESTED ALJ RULING
ON SHOWING OF SIGNIFICANT FINANCIAL HARDSHIP**

to be served upon all interested parties of record in 09-07-027 named in the official service lists via e-mail to those whose e-mail address is listed in the official service list and via first class mail with postage prepaid or facsimile to those whose e-mail address is not available.

I certify that the foregoing is true and correct.

Executed in Los Angeles, California on April 28th, 2010.

/s/ Debra Origel

Debra Origel