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

Application of PACIFIC GAS AND
ELECTRIC COMPANY for Approval Of 2010-
2011 SmartAC™ Program and Budget
(U 39 E)

Application No. 09-08-018
(Filed August 28, 2009)

**JOINT PROGRESS REPORT OF PACIFIC GAS AND
ELECTRIC COMPANY, THE DIVISION OF RATEPAYER
ADVOCATES AND THE UTILITY REFORM NETWORK**

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ADVOCATES AND THE UTILITY REFORM NETWORK**

In response to Administrative Law Judge (ALJ) Seaneen M. Wilson’s March 30, 2010 e-mail to the service list, Pacific Gas and Electric Company (PG&E), the Division of Ratepayer Advocates (DRA) and the Utility Reform Network (TURN), collectively referred to herein as “Parties”, submit this Joint Progress Report on the status of settlement discussions.

I. FACTUAL BACKGROUND

On March 30, 2010, pursuant to Rule 11.6 of the Commission’s Rules of Practice and Procedure, ALJ Wilson sent an e-mail to the service list granting the Parties’ joint request for temporary suspension of the briefing schedule in this matter to allow for continued settlement discussions. In the March 30 e-mail, ALJ Wilson ordered the Parties to file a Joint Progress Report “no later than April 14, 2010 and every two weeks thereafter, until either a settlement is reached or the parties determine that the case needs to be resolved through briefs.” The Parties filed the first Joint Progress Report on April 14, 2010 and have filed a subsequent report every two weeks thereafter. In each Joint Progress Report, the Parties advised that they were continuing settlement discussions and that the case did not need to be resolved through briefing.

On August 17, 2010, ALJ Wilson issued *Administrative Law Judge’s Ruling Requiring Applicant and Parties to File a Settlement or Opening Brief by October 15, 2010* (ALJ Ruling). The ALJ Ruling ordered that “[b]y October 15, 2010, Pacific Gas and Electric Company, the Division of Ratepayer Advocates, and The Utility Reform Network must either file a final settlement or individually file Opening Briefs.” (ALJ Ruling, OP 1)

CERTIFICATE OF SERVICE BY ELECTRONIC MAIL

I, the undersigned, state that I am a citizen of the United States and am employed in the City and County of San Francisco; that I am over the age of eighteen (18) years and not a party to the within cause; and that my business address is 77 Beale Street, San Francisco, California 94105.

I am readily familiar with the business practice of Pacific Gas and Electric Company for collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, correspondence is deposited with the United States Postal Service the same day it is submitted for mailing.

On September 15, 2010, I served a true copy of:

**JOINT PROGRESS REPORT OF PACIFIC GAS AND ELECTRIC COMPANY,
THE DIVISION OF RATEPAYER ADVOCATES AND THE UTILITY REFORM
NETWORK**

[XX] By Electronic Mail – serving the enclosed via e-mail transmission to each of the parties listed on the official service list for **A.09-08-018** with an email address.

[XX] By U.S. Mail – by placing the enclosed for collection and mailing, in the course of ordinary business practice, with other correspondence of Pacific Gas and Electric Company, enclosed in a sealed envelope, with postage fully prepaid, addressed to those parties listed on the official service list for **A.09-08-018** without an e-mail address.

I certify and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed in San Francisco, California on September 15, 2010.

/s/
ANNABEL STRIPLIN

THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA SERVICE LIST

Last Updated: August 17, 2010

CPUC DOCKET NO. A0908018

Total number of addressees: 17

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Last Updated: August 17, 2010

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