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PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution ALJ-280
Administrative Law Judge Division
June 7, 2012

RESOLUTION

RESOLUTION ALJ-280. Ratification of changes to preliminary determinations pursuant to Rule 7.5 in Investigation 12-03-008 – Commission and consolidated Application 11-08-019 – Golden Hills Sanitation Company.

SUMMARY

This resolution approves the change of the preliminary determination made earlier by the Commission regarding the category of Investigation 12-03-008, which is consolidated with Application 11-08-019, from adjudicatory to ratemaking.

DISCUSSION

Senate Bill (SB) 960 (Leonard, ch. 96-0856) requires, among other things, that the Commission categorize proceedings and determine the need for hearing for purposes of determining the applicable restrictions on ex parte communications and other applicable rules. The rules implementing these requirements are found, for the most part, in Articles 7 and 8 of the Commission's Rules of Practice and Procedure (Rule).

Pursuant to Rule 7.1(c), an Order Instituting Investigation shall determine the category of the proceeding, which is appealable under the procedures in Rule 7.6, and shall preliminarily determine the need for hearing, which determination shall be confirmed or changed by assigned Commissioner's ruling pursuant to Rule 7.3.

Pursuant to Rule 7.1(e), the Commission has discretion regarding the categorization when a proceeding fits into more than one category; and in cases when a proceeding does not clearly fit into any of the categories, the proceeding is conducted under the rules applicable to a ratesetting proceeding or some hybrid of the rules. The current

