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PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution ALJ 176-3283
Administrative Law Judge Division
October 20, 2011

RESOLUTION

RESOLUTION ALJ 176-3283. Preliminary determinations of category and need for hearing for proceedings initiated by application pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure.

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 7.1 requires the Commission to preliminarily determine, for a proceeding initiated by application, the proceeding's category and whether the proceeding requires a hearing. The Commission has reviewed the initial pleading of the utility applicants and makes the preliminary determinations of category and need for hearing as shown in the attached Preliminary Determination Schedule, consistent with the requirements of Rule 7.1.

No public review or comment is required for this resolution pursuant to Rule 14.7.

IT IS ORDERED that:

1. The category and need for hearing for each proceeding initiated by application listed in the attached Schedule of Preliminary Determinations are preliminarily determined, as noted.

PRELIMINARY DETERMINATION SCHEDULE

Resolution ALJ 176-3283 (10/20/11)

NUMBER TITLE	PROPOSED CATEGORY	PRELIM. CATEGORY	HEARING
A11-09-020 DIGIJACK CORPORATION, Application of DigiJack Corporation for a Certificate of Public Convenience and Necessity to Provide Limited Facilities-Based and Resale Competitive Local Exchange Services within the California Service Areas of Pacific Bell Telephone Company dba AT&T California, Verizon California, Inc., Frontier Citizens Telecom of California, and Surewest Telephone Company.	Ratesetting	Ratesetting	NO
A11-09-021 INY COMMUNICATIONS, INC., In the Matter of the Application of INY Communications, Inc. for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013.	NDIEC Registration Application	Ratesetting	NO
A11-09-022 San Diego Gas & Electric Company, Application of San Diego Gas & Electric Company (U902E) for Adoption of its 2012 Energy Resource Recovery Account Revenue Requirement and Competitive Transition Charge Revenue Requirement Forecasts.	Ratesetting	Ratesetting	YES
A11-09-023 First Communications, LLC, Globalcom, Inc., Xtension Services, Inc., Joint Application of First Communications, LLC (U6837C), Globalcom, Inc. (U6093C), Xtension Services, Inc. (U6508C) and Gores AC Holdings, LLC for Approval of Transfer of Control.	Ratesetting	Ratesetting	YES
A11-10-002 San Diego Gas & Electric Company, Application of San Diego Gas & Electric Company (U902E) For Authority To Update Marginal Costs, Cost Allocation, And Electric Rate Design.	Ratesetting	Ratesetting	YES
A11-10-004 FIBER INTERNATIONAL LLC, In the Matter of the Application of Fiber International LLC for a Certificate of Public Convenience and Necessity to Provide Limited Facilities-Based and Resold Local Exchange, IntraLATA and InterLATA Interexchange Telephone Service in all AT&T California, Verizon California, Citizens Telephone, and SureWest Telephone Local Exchange Areas.	Ratesetting	Ratesetting	NO

PRELIMINARY DETERMINATION SCHEDULE

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NUMBER TITLE	PROPOSED CATEGORY	PRELIM. CATEGORY	HEARING
A11-10-005 TELE CIRCUIT NETWORK CORPORATION, Application of Tele Circuit Network Corporation for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013.	NDIEC Registration Application	Ratesetting	NO
A11-10-006 LIBERTY BELL TELECOM, LLC, dba DISH NETWORK PHONE & INTERNET, Application of Liberty Bell Telecom, L.L.C. dba DISH Network Phone & Internet for a Certification of Public Convenience and Necessity to Provide Local Exchange and Interexchange Telecommunications Services within the State of California.	Ratesetting	Ratesetting	NO
A11-10-009 MASERGY COMMUNICATIONS, INC., Application of Masergy Communications, Inc. for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013.	NDIEC Registration Application	Ratesetting	NO
A11-10-010 County of Santa Cruz, Department of Public Works, Application of the County of Santa Cruz for an Order authorizing County to Convert an existing at-grade crossing at Aptos Creek Road (CPUC No.017B-12.65-X) from a private crossing to a public crossing and to construct roadway improvements, a traffic signal with railroad pre- emption, and railroad crossing gates at the tracks of Sierra Northern Railway (MP 12.65) in the County of Santa Cruz, State of California.	Ratesetting	Ratesetting	NO
A11-10-011 County of Santa Cruz, Department of Public Works, Application of the County of Santa Cruz for an Order authorizing construction of an at-grade, Public Crossing across the tracks of Sierra Northern Railway (MP 12.55) in the County of Santa Cruz, State of California.	Ratesetting	Ratesetting	NO

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NUMBER TITLE	PROPOSED CATEGORY	PRELIM. CATEGORY	HEARING
A11-10-012 County of Santa Cruz, Department of Public Works, Application of the County of Santa Cruz for an Order authorizing County to construct roadway improvements, a traffic signal with railroad pre-emption, and railroad crossing gates at an existing at-grade public crossing at Trout Gulch Road (CPUC No.017B-12.50) at the tracks of Sierra Northern Railway (MP 12.50) in the County of Santa Cruz, State of California.	Ratesetting	Ratesetting	NO
A11-10-013 BULLSEYE TELECOM, INC., Application of BullsEye Telecom, Inc. (U6995C) for a Certificate of Public Convenience and Necessity for Additional Authority to Operate as a Provider of Resold Local Exchange and IntraLATA Service within the Service Areas of Citizens Telecommunications Company of California, Inc., d/b/a Frontier Communications of California.	Ratesetting	Ratesetting	NO
A11-10-014 PONDEROSA CABLEVISION (U6470C), Application of Ponderosa Cablevision for a Certificate of Public Convenience and Necessity in order to Provide Limited Facilities-Based and Resold Competitive Local Exchange Services (U6470C).	Ratesetting	Ratesetting	NO
A11-10-015 San Diego Gas & Electric Company, In The Matter of the Application of San Diego Gas & Electric Company (U902E) for a Permit to Construct The Mira Sorrento Substation Project.	Ratesetting	Ratesetting	YES

**PRELIMINARY DETERMINATION
SCHEDULE**

Resolution ALJ 176-3283 (10/20/11)

NUMBER TITLE	PROPOSED CATEGORY	PRELIM. CATEGORY	HEARING
<p>A11-10-016 San Diego Gas & Electric Company, Application of San Diego Gas & Electric Company (U902M) for authorization to: (1) issue certain tax exempt Debt Securities (First Mortgage Bonds, debentures, overseas indebtedness, foreign securities, medium-term notes, accounts receivable financing) in order to guarantee the obligations of others, and to enter into long-term loans, in an aggregate principal amount up to \$750 million of debt capital, in addition to previously-authorized amounts; (2) include certain features in the Debt Securities or to enter into certain derivative transactions related to underlying debt in order to improve the terms and conditions of the debt portfolio and with the goal of lowering the cost of money for the benefit of ratepayers; (3) hedge planned issuances of Debt Securities, (4) obtain certain exemptions from the Commission's Competitive Bidding Rule; and (5) take all other necessary, related actions.</p>	Ratesetting	Ratesetting	NO
<p>A11-10-017 PAC-WEST ACQUISITION COMPANY, LLC, PAC-WEST TELECOMM, INC. (U5266C), UPH ACQUISITION SUB INC., UPH HOLDINGS, INC., Joint Application of UPH Holdings, Inc., UPH Acquisition Sub Inc., Pac-West Acquisition Company, LLC, and Pac-West Telecomm, Inc. (U 5266C) for Consent to Transfer Control of a Company Holding a Certificate of Public Convenience and Necessity to Provide Local Exchange and Interexchange Service within the State of California.</p>	Ratesetting	Ratesetting	YES
<p>A11-10-018 ACE XPRESS CHARTER, DBA ACE TOURS, In the Matter of the Application of Ace Xpress Charter, dba Ace Tours, for authority to operate as a passenger stage corporation between points in the City and County of San Francisco and points in Amador, Butte, Colusa, El Dorado, Lake, Mendocino, Placer, Sonoma, Tuolumne and Yolo Counties; and to Establish a Zone of Rate Freedom.</p>	Ratesetting	Ratesetting	NO

**PRELIMINARY DETERMINATION
SCHEDULE**

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NUMBER TITLE	PROPOSED CATEGORY	PRELIM. CATEGORY	HEARING
A11-10-019 VENTURA TRANSIT SYSTEM, INC., In the Matter of the Application of Ventura Transit System, Inc. for Passenger Stage Authority under Section 1031 et seq., of the California Public Utilities Code, to transport passengers and their baggage on an on-call, door-to-door basis, between points in the Counties of San Luis Obispo, Santa Barbara, Ventura, and the Los Angeles International Airport, Burbank Airport (Bob Hope), Long Beach Airport, John Wayne Airport, Disneyland, Los Angeles & Long Beach Harbors, Santa Barbara Airport, San Luis Obispo Airport, Santa Maria Airport, San Jose International Airport, and San Francisco International Airport; and to Establish a Zone of Rate Freedom (ZORF) under Section 454.2 et seq., of the California Public Utilities Code.	Ratesetting	Ratesetting	NO
A11-10-021 Stanford University, Application of Stanford University for Modification of Decision 03-04-030	Quasi-legislative	Ratesetting	NO