



FILED

04-01-10

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of PacifiCorp (U901E) for approval to implement a Net Surplus Compensation Rate.	Application 10-03-001 (Filed March 1, 2010)
In the Matter of the Application of Sierra Pacific Power Company (U903E) for Approval of a Net Surplus Compensation Rate.	Application 10-03-010 (Filed March 15, 2010)
Application of Pacific Gas and Electric Company To Implement Assembly Bill 920 (2009) Setting Terms and Conditions For Compensation For Excess Energy Deliveries By Net Metered Customers. (U 39 E)	Application 10-03-012 (Filed March 15, 2010)
Application of Southern California Edison Company (U338E) in Response to Assigned Commissioner's Ruling Directing Electric Utilities to File Applications Proposing a Net Surplus Compensation Rate Pursuant to Assembly Bill 920.	Application 10-03-013 (Filed March 15, 2010)
Application of San Diego Gas & Electric Company (U902E) Proposing a Net Surplus Compensation Rate Pursuant to Assembly Bill 920.	Application 10-03-017 (Filed March 15, 2010)

**CHIEF ADMINISTRATIVE LAW JUDGE'S RULING
PRELIMINARILY DETERMINING CATEGORY, NEED FOR HEARINGS, AND
ASSIGNMENT**

On March 1, 2010, PacifiCorp, d.b.a. Pacific Power (PacifiCorp) filed an application to implement a Net Surplus Compensation Rate as directed by a

January 15, 2010 Assigned Commissioner Ruling in Rulemaking (R.) 08-03-008. In Resolution ALJ-3250, the Commission categorized this application as a ratesetting proceeding with hearings necessary and assigned it to Commissioner Nancy E. Ryan and Administrative Law Judge Dorothy J. Duda.

Subsequently, on March 15, 2010, Sierra Pacific Power Company (Sierra), Pacific Gas and Electric Company (PG&E), Southern California Edison Company (SCE), and San Diego Gas & Electric Company (SDG&E), each filed the above-captioned applications to establish a Net Surplus Compensation Rate as directed by the Assigned Commissioner's Ruling.

The Commission will confirm the preliminary categorization and need for hearing of the applications of Sierra, PG&E, SCE, and SDG&E, at its April 8, 2010 business meeting, but at this time, parties are notified that the preliminary determination is that these are ratesetting proceedings with hearings necessary. These proceedings are assigned to Commissioner Nancy E. Ryan and Administrative Law Judge Dorothy J. Duda.

These five applications raise similar issues of law and fact. Therefore, I preliminarily determine that these five proceedings should be consolidated so that parties may have the opportunity to file a single response or protest to all five applications. Senate Bill 920 requires the Commission to establish a net compensation rate by January 1, 2011. Given this deadline, responses or protests to all applications shall be due no later than April 23, 2010.

IT IS RULED that:

1. Sierra Pacific Power Company, Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company

shall cause a copy of this ruling to be served expeditiously on all entities to whom service of their applications was provided.

2. Application (A.) 10-03-010, A.10-03-012, A.10-03-013, and A.10-03-017 are preliminarily determined to be ratesetting proceedings with hearings necessary.

3. The preliminary category and hearing determination for the applications set forth in Ruling Paragraph 2 will be confirmed by the Commission at its April 8, 2010 business meeting.

4. Commissioner Nancy E. Ryan and Administrative Law Judge Dorothy J. Duda are assigned to the proceedings set forth in Ruling Paragraph 2.

5. A.10-03-001, A.10-03-010, A.10-03-012, A.10-03-013 and A.10-03-017 are consolidated due to similar issues of law and fact.

6. The response and/or protest date for these consolidated applications is no later than April 23, 2010. Parties may file a single response or protest to all five applications.

Dated April 1, 2010, at San Francisco, California.

/s/ KAREN V. CLOPTON

Karen V. Clopton
Chief Administrative Law
Judge

