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FILED
10-06-10
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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Pacific Gas and Electric Company for Approval of its 2010 Rate Design Window Proposal for 2-Part Peak Time Rebate and Recovery of Incremental Expenditures Required for Implementation. (U39E)

Application 10-02-028
(Filed February 26, 2010)

**ADMINISTRATIVE LAW JUDGE'S RULING
REVISING PROCEDURAL SCHEDULE**

This Administrative Law Judge's (ALJ) ruling suspends the schedule established by the Scoping Memo and Ruling of Assigned Commissioner on August 18, 2010. This suspension is to allow the Commission to develop and initiate a comprehensive and logical approach to a resolution of this application and Application (A.) 10-08-005. Pacific Gas and Electric Company's (PG&E) application for Approval to Defer Consideration of Default Residential Time-Variant Pricing until its next general rate case phase 2 proceeding, or in the alternative for approval of its Proposal for Default Residential Time-Variant Pricing and for Recovery of Incremental Expenditures Required for Implementation.

On February 26, 2010, PG&E filed this application for approval of its 2010 Rate Design Window Proposal for 2-Part Peak Time Rebate and Recovery of Incremental Expenditures. A prehearing conference (PHC) was held on June 25, 2010 to consider the scope of issues to be considered and to set a

schedule for the remainder of the proceeding. The following schedule was established:

<u>Event</u>	<u>Date</u>
Direct Testimony Served	October 15, 2010
Rebuttal Testimony Served	November 5, 2010
Joint Case Management Statement	November 19, 2010
Hearing at 10 a.m. Commission Courtroom, State Office Building 505 Van Ness Avenue San Francisco, California	December 1, 2, 3, and 7, 2010
Opening Briefs Filed	December 30, 2010
Reply Briefs filed, Case Submitted	January 13, 2011
Requests for Oral Argument	January 13, 2011
<i>Proposed Issuance of Proposed Decision (90 days after submission)</i>	<i>No later than 90 days after submission, currently January 13, 2011</i>

On August 9, 2010, PG&E filed A.10-08-005 proposing that the Commission defer consideration of default residential Peak Day Pricing (PDP) rates until Phase 2 of its 2014 General Rate Case (GRC) (Deferral Proposal) in order that the Commission, PG&E and the other utilities that will be filing similar applications, and customers can benefit from experience in 2011 and 2012 with default residential Peak Time Rebate (PTR) proposed in A.10-02-028 and default small and medium commercial and industrial PDP approved in Decision (D.) 10-02-032, before proposing a two specific rate design and outreach and education approach. A PHC has yet to be held in A.10-08-005.

Parties to this proceeding are also actively participating A.10-08-005 and in Phase 2 of PG&E's GRC, A.10-03-014. Due to the substantial significance of the dynamic pricing issues raised in each application, the potential conflicts that could result if each application is considered separately and the resources all parties will be required to expend in consideration of each of these application,

the schedule established in A.10-02-028 is suspended to allow the Commission an opportunity to carefully evaluate the most effective procedural approach to resolution of both A.10-02-028 and A.10-08-005. A ruling setting forth a revised schedule will be issued in the future.

This ruling is to be served on the service list for A.10-02-028 and A.10-08-005.

IT IS RULED that the proceeding schedule is suspended while the Commission determines the most effective procedural approach to consideration of Application (A.) 10-02-028 and A.10-08-005.

Dated October 6, 2010, at San Francisco, California.

/s/ KATHERINE MACDONALD
Katherine MacDonald
Administrative Law Judge

INFORMATION REGARDING SERVICE

I have provided notification of filing to the electronic mail addresses on the attached service list.

Upon confirmation of this document's acceptance for filing, I will cause a Notice of Availability of the filed document to be served upon the service list to this proceeding by U.S. mail. The service list I will use to serve the Notice of Availability of the filed document is current as of today's date.

Dated October 6, 2010, at San Francisco, California.

/s/ CRISTINE FERNANDEZ
Cristine Fernandez

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074 or TDD# (415) 703-2032 five working days in advance of the event.