

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA



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Application of San Diego Gas & Electric Company)
(U 902 M) for Authorization to Recover Costs)
Related to the 2007 Southern California Fires)
Recorded in the Catastrophic Event Memorandum)
Account (CEMA))

Application No. 09-03-011
(Filed March 6, 2009)

**JOINT REPORT OF THE DIVISION OF RATEPAYER ADVOCATES
AND SAN DIEGO GAS & ELECTRIC COMPANY (U 902-M)
PURSUANT TO ALJ RULING**

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December 22, 2009

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**JOINT REPORT OF THE DIVISION OF RATEPAYER ADVOCATES AND
SAN DIEGO GAS & ELECTRIC COMPANY (U 902-M) PURSUANT TO ALJ RULING**

I. INTRODUCTION

Pursuant to the order of Administrative Law Judge Darwin Farrar based on his e-mail Ruling of December 14, 2009, the Division of Ratepayer Advocates (“DRA”) and San Diego Gas & Electric Company (“SDG&E”) hereby file this Joint Report addressing the following issues set forth in the ALJ’s Ruling:

The joint report shall outline the two parties’ positions and explain pertinent developments in related proceedings, include any public documents that reflect these parties’ agreements or understandings, identify all issues that they have resolved (or which are outstanding) and that they believe are within the scope of this proceeding, and provide a timeline for the procedural steps which they believe are now appropriate.

II. POSITIONS AND DEVELOPMENTS IN RELATED PROCEEDINGS

Since DRA provided the Status Report in this proceeding on September 23, 2009, the Commission’s Consumer Protection and Safety Division (“CPSD”) and SDG&E reached a Settlement to resolve the Guejito (I.08-11-007) and Witch/Rice (I.08-11-006) OIIs. The Settlement was filed by Joint Motion of CPSD and SDG&E on October 30, 2009. That Joint Motion and Settlement summarize CPSD’s and SDG&E’s respective positions in those OIIs. The Settlement has not yet been approved by the Commission. Additionally, at paragraph #5, the Settlement provides that “SDG&E and CPSD enter into this Settlement Agreement without

prejudice to any positions, including positions related to OII-related evidence, that any party might take in any other proceeding, including but not limited to SDG&E's CEMA proceeding (A.09-03-011) and any Commission proceedings relating in any way to the Witch, Rice, and Guejito fires or to the remedial measures contained in this Settlement Agreement." The Joint Motion and Settlement are available through "E-filed documents" at <http://www.cpuc.ca.gov/PUC/documents/>. A courtesy hard copy of the Joint Motion and Settlement are being separately provided to the ALJ.

III. ISSUES TO BE ADDRESSED IN THIS PROCEEDING AND PROPOSED TIMELINE

As DRA noted in the September 23 Status Report, settlement discussions in the CEMA proceeding were underway (see pages 2-3). Since that time, SDG&E and DRA have reached an agreement in principle that may resolve this case. SDG&E and DRA are now working out the exact language of the Settlement Agreement. An expected filing date is unknown at this time.

IV. CONCLUSION

DRA and SDG&E appreciate the opportunity to provide this Joint Report in response to the ALJ's Ruling. Should additional information be required, DRA and SDG&E can provide further reports or participate in status conferences as the ALJ might order.

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DATED this 22nd day of December, 2009, at San Diego, California.

Respectfully submitted,

By: /s/ ED MOLDAVSKY
Ed Moldavsky

By: /s/ LISA G. URICK
Lisa G. Urick

ED MOLDAVSKY

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing **JOINT REPORT OF DIVISION OF RATEPAYER ADVOCATES AND SAN DIEGO GAS & ELECTRIC COMPANY (U 902-M) PURSUANT TO ALJ RULING** on all parties of record in A.09-03-011 by electronic mail and by U.S. mail to those parties who have not provided an electronic address to the Commission. I have also sent hard copies by overnight mail to Administrative Law Judge Darwin Farrar and Assigned Commissioner John Bohn.

Dated at San Diego, California, this 22nd day of December, 2009.

/s/ JENIFER E. NICOLA

Jenifer E. Nicola



California Public
Utilities Commission

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PROCEEDING: A0903011 - SDG&E - FOR AUTHORIT
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[TOP OF PAGE](#)
[BACK TO INDEX OF SERVICE LISTS](#)