

TIM/rs6 6/25/2012



**FILED**

06-25-12  
10:36 AM

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Richard G. Wilbur as Trustee for the  
Richard G. Wilbur Revocable Trust,

Complainant,

vs.

Pacific Gas and Electric Company (U39E),

Defendant.

Case 11-05-014  
(Filed May 11, 2011)

**ADMINISTRATIVE LAW JUDGE'S RULING GRANTING  
PACIFIC GAS AND ELECTRIC COMPANY'S MOTION TO  
ADMIT WRITTEN TESTIMONY INTO THE RECORD AND  
TO TAKE OFFICIAL NOTICE OF DOCUMENTS**

This ruling grants Pacific Gas and Electric Company's (PG&E) unopposed motion to (1) admit previously served written testimony into the record pursuant to Rule 13.8(d) of the Commission's Rules of Practice and Procedure (Rule), and (2) take official notice of certain documents pursuant to Rule 13.9.

The written testimony that is admitted into the record pursuant to this ruling is identified below.



<b>Table 1: List of PG&amp;E Exhibits Admitted into the Record</b>				
<b>Exhibit No.</b>	<b>Party</b>	<b>Witness</b>	<b>Description (All Exhibits Are Public Unless Otherwise Indicated)</b>	<b>Date Identified &amp; Admitted</b>
PG&E-8	PG&E	Cieslewicz	Reply Testimony of Stephen Cieslewicz. No Sub-Exhibits.	June 25, 2012
PG&E-9	PG&E	Kelley	Reply Testimony of David Kelley. No Sub-Exhibits.	June 25, 2012
PG&E-10-C	PG&E	Abdin	Prepared Testimony of Khaled Abdin - Confidential Version - and Supporting Confidential Sub-Exhibits 39 and 40.	June 25, 2012
PG&E-10-P	PG&E	Abdin	Prepared Testimony of Khaled Abdin - Public Version. No Sub-Exhibits.	June 25, 2012
PG&E-11	PG&E	Toutges	Prepared Testimony of Wayne Toutges. No Sub-Exhibits.	June 25, 2012

The written documents for which official notice is taken pursuant to this ruling and Rule 13.9 are identified below.

<b>Table 2: List of PG&amp;E Reference Items for Which Official Notice Is Taken</b>				
<b>Item No.</b>	<b>Party</b>	<b>Witness</b>	<b>Description (All Items Are Public)</b>	<b>Date Notice Taken</b>
PG&E Item 1	PG&E	n/a	Opinion and Order of the Public Utilities Commission of Ohio, Case No. 09-777-CSS, <i>Kurt Wimmer/Wimmer Family Trust v. Ohio Edison Company</i> .	June 25, 2012
PG&E Item 2	PG&E	n/a	Reply Comments of the California Independent System Operator Corporation (CAISO) on CPSD's Proposed Rules in Phase I of R.08-11-005, Specifically CPSD Proposal 2.A.	June 25, 2012

<b>Table 2: List of PG&amp;E Reference Items for Which Official Notice Is Taken</b>				
<b>Item No.</b>	<b>Party</b>	<b>Witness</b>	<b>Description (All Items Are Public)</b>	<b>Date Notice Taken</b>
PG&E Item 3	PG&E	n/a	Comments of the CAISO on the Phase 2 proposed decision of Commissioner Simon in R.08-11-055.	June 25, 2012
PG&E Item 4	PG&E	n/a	<i>Decision Adopting Regulations to Reduce Fire Hazards Associated With Overhead Power Lines and Communications Facilities</i> , D.12-01-032 (Jan. 12, 2012).	June 25, 2012
PG&E Item 5	PG&E	n/a	<i>Decision Dismissing Complaint in Yox v. PG&amp;E</i> , D.12-01-002 (Jan. 12, 2012)	June 25, 2012
PG&E Item 6	PG&E	n/a	Excerpts from Complainant Bill Sarale's testimony at the evidentiary hearing in <i>Sarale et al v. PG&amp;E</i> , Case No. C.11-06-024.	June 25, 2012
				June 25, 2012
PG&E Item 7	PG&E	n/a	PG&E's Declarations of Mailing and Posting of Notice of an Application for a Permit to Construct, A.09-02-023.	June 25, 2012
PG&E Item 8	PG&E	n/a	Notice of Intent to Adopt and Mitigate Negative Declaration, A.09-02-023.	June 25, 2012
PG&E Item 9	PG&E	n/a	Palermo-East Nicolaus 115 kV Transmission Line: Final Mitigated Negative Declaration and Initial Study.	June 25, 2012
PG&E Item 10	PG&E	n/a	Excerpts from the CPUC website for CEQA review of proposed construction of PG&E's Palermo-East Nicolaus Project.	June 25, 2012

<b>Table 2: List of PG&amp;E Reference Items for Which Official Notice Is Taken</b>				
<b>Item No.</b>	<b>Party</b>	<b>Witness</b>	<b>Description (All Items Are Public)</b>	<b>Date Notice Taken</b>
PG&E Item 11	PG&E	n/a	Decision Granting PG&E a Permit to Construct the Palermo-East Nicolaus 115 kV Reconstruction Project, D.10-11-008.	June 25, 2012
PG&E Item 12	PG&E	n/a	Notice of Determination, Palermo-East Nicolaus 115 kV Reconstruction Project.	June 25, 2012
PG&E Item 13	PG&E	n/a	Applicability of the "Gallet Equation" to the Vegetation Clearances of NERC Reliability Standard FAC-003-2 Prepared by Pacific Northwest National Laboratory.	June 25, 2012
PG&E Item 14	PG&E	n/a	FERC Notice Inviting Comments on Report (April 23, 2012).	June 25, 2012

**IT IS RULED that:**

1. The unopposed motion filed on May 25, 2012, to (i) admit Pacific Gas and Electric Company's previously served written testimony into the record, and (ii) take official notice of documents, is granted.
2. The specific testimony that is admitted into the record pursuant to this ruling is (i) identified in the body of this ruling, and (ii) assigned the Exhibit Numbers set forth in the body of this ruling.

3. The documents for which official notice is taken pursuant to this ruling are (i) identified in the body of this ruling, and (ii) assigned the Reference Item Numbers set forth in the body of this ruling.

Dated June 25, 2012, at San Francisco, California.

/s/ TIMOTHY KENNEY

Timothy Kenney  
Administrative Law Judge