
Public Utilities Commission of the State of California

William Ahern, Executive Director

Headquarters

505 Van Ness Avenue
San Francisco, CA 94102
(415) 703-2782

Southern California Office

320 West 4th Street, Suite 500
Los Angeles, CA 90013
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Online Calendar Archive: http://www.cpuc.ca.gov/daily_calendar_archive/

Daily Calendar **Friday, September 19, 2003**

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification of Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/Arbitrator's Reports/
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications

Resolution ALJ 176-3119 regarding ratification of preliminary determinations of category and notice of assignment is included in this calendar.



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

REGULAR COMMISSION BUSINESS MEETINGS

| | | |
|------------------|-------|---------------|
| October 2, 2003 | 10 am | San Francisco |
| October 16, 2003 | 10 am | San Francisco |
| October 30, 2003 | 10 am | San Francisco |

COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

| | | |
|--------------------|---------|---------------|
| September 29, 2003 | 1:30 pm | San Francisco |
| October 10, 2003 | 1:30 am | San Francisco |
| October 27, 2003 | 1:30 am | San Francisco |

OTHER COMMISSION MEETINGS

NONE

NOTICE TO PEOPLE WITH DISABILITIES

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

- e-mail: public.advisor@cpuc.ca.gov
toll-free: 1-866-849-8390
Voice: 415-703-2074
FAX: 415-355-5404 (Attn.: Public Advisor)
TTY: 1-866-836-7825 (toll-free)
1-415-703-5282

NOTICES

Delivery of Formal Pleadings for Filing

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4th Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the

mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

Charge for Commission Documents

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

Commission Resources Available for Rental

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

SUBSCRIPTION INFORMATION

Subscription Notice for Draft Agenda Items

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above. Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

Subscription Notice for Daily Calendar and/or Agenda

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily

Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

COMMISSIONER OFFICE HOURS

NONE

PUBLIC MEETING & WORKSHOPS

Public Workshop Notice – 2-Part Real Time Pricing Workshop

| | |
|-------------------------------------|--|
| <p>September 23, 2003 10 am</p> | <p>California Energy Commission 1516 Ninth Street, Hearing Room A Sacramento</p> |
|-------------------------------------|--|

D03-06-032 directs Working Group 2 of the Demand Response rulemaking (R02-06-001) to develop a pilot, pilots or consider other alternatives to test two-part Real Time Pricing (RTP) tariff design features. This will be a kick-off workshop to begin the process of exploring the concept of two-part RTP. Contact: Mike Rosauer at (415) 703-2579 or fly@cpuc.ca.gov.

Workshop Notice – Renewables Transmission Plans

| | |
|--|--|
| <p>September 23, 2003 10 am – 3 pm</p> | <p>Public Utilities Commission 505 Van Ness Avenue, Training Room (Training room faces Golden Gate Avenue.) (Corner of Van Ness and Golden Gate) San Francisco</p> |
|--|--|

Electric Transmission OII 00-11-001

Energy Division Staff will host a workshop to discuss the reports filed on August 29, 2003 by Southern California Edison Company, Pacific Gas and Electric Company, and San Diego Gas and Electric Company, regarding their **Renewable Transmission Plans** to identify additions needed to accommodate the renewable resources identified by the California Energy Commission. Discussion will include comments filed by parties by September 15, 2003. Anyone wishing to make a PowerPoint presentation should notify the Energy Division staff contact for the workshops, Robert Elliott of the Energy Division at (415) 703-2527 (rae@cpuc.ca.gov) by Friday September 19, 2003. No teleconference access has been established for this meeting. The location is wheelchair accessible.

Workshop Notice (R03-09-005) Modification of the Rate Case Plan for Class A Water Utility General Rate Applications

| | |
|---|---|
| <p>September 24, 2003 1 pm - 4 pm</p> | <p>Public Utilities Commission 505 Van Ness Avenue, Room 3104 San Francisco</p> |
|---|---|

| | |
|--|---|
| <p>September 25, 2003 8.30 am – 11:30 am</p> | <p>Public Utilities Commission 505 Van Ness Avenue, Room 3104 San Francisco</p> |
|--|---|

The purpose of the workshop is two fold:

To identify the least controversial issues in the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications prepared by the Water Division and; to discuss the necessary components of an interim rate case plan schedule for year 2004.

For your information, the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications can be found on the Commission website at <http://www.cpuc.ca.gov>. (Go to the "Regulated Areas," select "Water" and scroll down to "Helpful Links.")

Questions regarding the workshop should be addressed to Peter Liu of the Water Division at (415) 703-1390 (ptl@cpuc.ca.gov).

Public Meeting Notice – Deaf and Disabled Telecommunications Program

| | |
|--|--|
| <p>California Relay Service Advisory Committee (CRSAC) September 26, 2003 10 am – 4 pm</p> | <p>DDTP Office 505 14th Street, Suite 400 Oakland</p> |
|--|--|

The CRSAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

PUBLIC MEETING AGENDA

- I. Routine Business, A. Introductions, B. Agenda Modifications and Approval, C. Public Input , D. Review of Minutes of the Previous Meeting, E. Action Items, F. CRS Report, 1. Data Report, 2. Data Report, 3. Speech-to-Speech Report, G. CRS Contract Manager’s Report, H. DDTP Staff Reports , 1. Marketing, 2. Outreach, 3. Consumer Affairs Report, 4. Field Operations , I. Telecommunications Division Report , II. Public Input – Afternoon Session, III. Status of New CRS Contracts, IV. Contract Extensions for Sprint and MCI, V. Discussion on CapTel Trial Program, VI. Introduction of Non-voting Liaisons, VII. Report from CRSAC Representative to TADDAC, VIII. Member Reports, IX. Future Meetings and Locations, X. Adjournment.

Meeting Information: For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

Environmental Notice: People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**NOTICE OF DRAFT RESOLUTIONS
(Pursuant to PU Code § 311(g))**

The draft Resolution T16776 granting to INFO LINE of Los Angeles authority to use the 2-1-1 dialing code for health and human services information and referral service in Los Angeles County is available at the Commission’s web site:

http://www.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/29317.htm.

Contact person: Bob Benjamin @ (415) 703-1069 or bkb@cpuc.ca.gov.

NOTICE OF RESOLUTION TO DISCLOSE INVESTIGATIVE REPORT

Draft Resolution Authorizing Disclosure of Commission Consumer Services Division (Utilities Safety Branch) Records Pursuant to General Order 66-C Request by Anthony Hopkins, Esq., on behalf of Keith and Nicolle Cooper, seeking disclosure of Commission staff investigative records relating to an electric shock of Mr. Cooper on March 28, 2001 at 7326 Irwingrove Avenue, Downey, California (Incident No. EIR20010328-01).

A draft resolution (L-304) by the Legal Division authorizing disclosure of the Utilities Safety Branch's investigative report concerning Incident No. EIR20010328-01, is scheduled for consideration on the October 16, 2003 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote. The Commission may adopt all or part of L-304, amend or modify it, or set it aside and prepare a different resolution.

On September 16, 2003, the draft resolution was circulated to the requesting party and the subject utility, Pacific Gas and Electric, pursuant to Public Utilities Code Section 311(g) and Rules 77.7 and 81 of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at cpuc.ca.gov.

The Commission will consider the draft resolution at its October 16, 2003 meeting. Interested parties may file comments on the draft resolution, and may file replies to comments. An original and 2 copies of comments must be filed with the Legal Division by October 6, 2003, at the address set forth below. Reply comments must be filed by October 14, 2003. Commenters must also serve comments, and reply comments, on the service list, and send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. (Rule 77.7.) Parties may view comments at the Commission's San Francisco Office.

Jason Reiger
Legal Division
California Public Utilities Commission
505 Van Ness Avenue, Room 5125
San Francisco, CA 94102
Telephone: (415) 355-5596 E-mail: jzr@cpuc.ca.gov

NEW FILINGS

| | | |
|---------|------------|---|
| 9/16/03 | A03-08-010 | Amendment - Paxio, Inc., for a Certificate of Public Convenience and Necessity in order to provide Limited Facilities-Based and Resold Competitive Local Exchange, Access and Interexchange Service. The amendment is made to clarify the nature of the |
|---------|------------|---|

proposed operations.

- | | | |
|---------|------------|--|
| 9/17/03 | A03-09-028 | Los Angeles County Metropolitan Transportation Authority, for an order authorizing the construction of a two-track pedestrian grade crossing at Marianna Avenue and a two-track grade crossing at Eastern Avenue for the Eastside Corridor Light Rail Transit Line in the County of Los Angeles. |
| 9/18/03 | R03-09-031 | Order Instituting Rulemaking regarding cost responsibility surcharges for county and municipal water districts which generate their own electricity pursuant to SB 1755. |

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

DRAFT DECISIONS * PROPOSED DECISIONS * ALTERNATES * PRESIDING OFFICER'S DECISION * ARBITRATOR'S REPORTS

- | | | |
|---------|------------|---|
| 9/18/03 | A99-09-006 | Application of PACIFIC GAS AND ELECTRIC COMPANY in the 1999 Annual Transition Cost Proceeding; Alternate Proposed Decision of Commissioner Lynch. |
| 9/18/03 | A02-11-057 | Application of Point Arena Water Works, Inc. for an order authorizing a rate increase in rates subject to refund producing additional annual revenues of \$70,137 or 56.9% for the test year 2002; Alternate Draft Decision of Commissioner Lynch. |

ADVICE LETTER FILINGS

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing,

and there is no protest period unless indicated.

| | | |
|----------|----------------|---|
| 05/28/03 | Telecom 2477-H | AT&T COMMUNICATIONS OF CALIFORNIA, INC, Supplements A.L.No.2477 , proposes to withdraw Local Business Total Service Resale service (effective TBD) |
| 07/17/03 | Telecom 823 | ROSEVILLE TELEPHONE COMPANY, Third quarter 2003 Report of Roseville for competitive local exchange projects. (effective TBD) |
| 08/08/03 | Telecom 24184 | PACIFIC BELL, Contracts (effective TBD) |
| 08/26/03 | Telecom 2477-I | AT&T COMMUNICATIONS OF CALIFORNIA, INC, Supplements A.L.No.2477 , proposes to withdraw Local Business Total Service Resale service (effective TBD) |
| 09/03/03 | Telecom 24181 | PACIFIC BELL, Amendment No. 6 with Prepaid Tel. com, Inc. (effective TBD) |
| 09/03/03 | Telecom 24182 | PACIFIC BELL, Amendment No. 6 with Sempra Communications (effective TBD) |
| 09/03/03 | Telecom 24183 | PACIFIC BELL, Amendment No. 8 with Comm South Companies, Inc. dba California Comm South (effective TBD) |
| 09/08/03 | Telecom 24185 | PACIFIC BELL, Amendment No. 3 with Cypress Communications Operating Company, Inc. (effective TBD) |
| 09/08/03 | Telecom 24186 | PACIFIC BELL, Amendment No. 9 with Anew Telecommunications Corporation d/b/a Call America (effective TBD) |
| 09/08/03 | Telecom 24187 | PACIFIC BELL, Contracts (effective TBD) |
| 09/08/03 | Telecom 24188 | PACIFIC BELL, Contracts (effective TBD) |
| 09/08/03 | Telecom 24189 | PACIFIC BELL, Contract (effective TBD) |
| 09/08/03 | Telecom 24190 | PACIFIC BELL, Contracts (effective TBD) |
| 09/12/03 | Energy 695G | SOUTHWEST GAS CORPORATION, Revision of CARE Component of Public Purpose Program Surcharges in Accordance with D.03-03-007 (anticipated effective 01/01/04) |

| | | |
|----------|----------------|---|
| 09/15/03 | Telecom 847 | ROSEVILLE TELEPHONE COMPANY, contract (effective TBD) |
| 09/16/03 | Energy 2421E | PACIFIC GAS & ELECTRIC COMPANY, Notice of Proposed Construction of Facilities Pursuant to G. O. 131-D of Middle River Tap 60 Kilovolt Line Relocation Project (anticipated effective 10/26/03) |
| 09/16/03 | Energy 2422E | PACIFIC GAS & ELECTRIC COMPANY, Notice of Proposed Construction of Facilities Pursuant to G. O. 131-D of East Third Avenue Landfill Project (anticipated effective 10/26/03) |
| 09/16/03 | Energy 2483G | PACIFIC GAS & ELECTRIC COMPANY, 2002 Core Procurement Incentive Mechanism (anticipated effective 10/26/03) |
| 09/16/03 | Energy 1747E | SOUTHERN CALIFORNIA EDISON COMPANY, Notice of Proposed Construction of Facilities Pursuant to G. O. 131-D of 115kV Power Line Relocation Project in the County of Riverside (anticipated effective 10/26/03) |
| 09/16/03 | Telecom 52 | LIGHTYEAR COMMUNICATIONS, INC., OPT-IN TO VERIZON/ Z-TEL INTERCONNECTION AGREEMENT (effective TBD) |
| 09/16/03 | Telecom 24216 | PACIFIC BELL, ICA WITH ERNEST COMMUNICATIONS, INC (effective TBD) |
| 09/16/03 | Telecom 848 | ROSEVILLE TELEPHONE COMPANY, Self Certification of Eligibility to receive Federal Universal Service Support. (effective TBD) |
| 09/16/03 | Telecom 849 | ROSEVILLE TELEPHONE COMPANY, Express contract (effective TBD) |
| 09/16/03 | Telecom 850 | ROSEVILLE TELEPHONE COMPANY, Express contract (effective TBD) |
| 09/17/03 | Energy 1743E-A | SOUTHERN CALIFORNIA EDISON COMPANY, Supplements A.L.No.1743E, Revision to Historical Procurement Charge Balancing Account (anticipated effective 09/14/03) |
| 09/17/03 | Water 587 | CALIFORNIA-AMERICAN WATER COMPANY, [Sacramento District] Submit a water supply questionnaire for a new subdivision, Pearl Heights Unit 3, and request |

Commission certification to the Dept. of Real Estate.
(**effective TBD**)

| | | |
|----------|-----------|---|
| 09/17/03 | Water 323 | SAN GABRIEL VALLEY WATER COMPANY, [Los Angeles District] Request to review balancing-type memorandum accounts per Decision 03-06-072, dated June 19, 2003. (effective TBD) |
| 09/17/03 | Water 324 | SAN GABRIEL VALLEY WATER COMPANY, [Fontana District] Request to review balancing-type memorandum accounts per Decision 03-06-072, dated June 19, 2003. (effective TBD) |
| 09/18/03 | Energy 9G | ALPINE NATURAL GAS OPERATING CO.#1 LLC., Revision to plan year 2004 funding increases and provide information on CARE program activities (effective TBD) |

ADVICE LETTER SUSPENSIONS (Pursuant to M-4801, 04/19/01)

To inquire about a suspension, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

| | | |
|----------|--------------|--|
| 09/17/03 | Energy 1735E | SOUTHERN CALIFORNIA EDISON COMPANY. Initial suspension on the following grounds: resolution is needed. Date suspension ends: 01/14/04. Note: Initial suspensions will be automatically extended for an additional 180 days if the Commission has not issued an order regarding the advice letter by the date the first suspension period ends. |
|----------|--------------|--|

ADVICE LETTER PROTESTS

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

| | | |
|----------|---------------|---|
| 09/09/03 | Energy 2359E | PACIFIC GAS & ELECTRIC COMPANY, Gas supply plan for Calif. Dept. of Water Resources tolling agreements Protest by California Dept. of Water Resources. |
| 09/15/03 | Energy C-55-G | AVISTA CORPORATION, Increase in revenue due to increased gas costs and reduced refund owned to customers Late filed protest by Gary Cecchetti. |

09/15/03 Telecom 24090 PACIFIC BELL, Amendment to facilities based
interconnection agreements pursuant to D.03-07-023
Protest by AT&T Communications of California, Inc..

MISCELLANEOUS TRANSPORTATION ITEMS
Filings with Consumer Protection and Safety Division

NONE

MISCELLANEOUS TELECOMMUNICATION MATTERS

NONE

TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

| | | |
|---------|--------------------------|---|
| 9/17/03 | A.02-11-017 | Halligan - Application of Pacific Gas and Electric Company for Authority, Among Other Things, To Increase Revenue Requirements for Electric and Gas Service and to Increase Rates and Charges for Gas Service Effective on January 1, 2003. (U 39 M), and |
| | I.03-01-012 | Halligan - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Pacific Gas and Electric Company, and |
| | A.02-09-005 (Phase 1) | Halligan - Application of Pacific Gas and Electric Company Pursuant to Resolution E-3770 for Reimbursement of Costs Associated with Delay in Implementation of PG&E's New Customer Information System Caused by the 2002 20/20 Customer Rebate Program. (U 39 E). |

ADJOURNMENTS * RESETTINGS * HEARINGS CONCLUDED

A.02-11-044 Patrick - In the Matter of the Application of SAN GABRIEL VALLEY WATER COMPANY (U337W) for Authority to Increase Rates Charged for Water

Service in its Fontana Water Company Division to increase revenues by \$11,573,200 or 39.1% in 2003, \$3,078,400 or 7.3% in 2004, \$3,078,400 or 6.8% in 2005, and \$3,079,900 or 6.4% in 2006,

Evidentiary Hearing in Fontana held and continued to September 29 at 10:00 a.m.

I.00-03-001 McKenzie – Investigation into the operations and practices of Qwest Communications Corporation, et al. in concerning compliance with Statutes, Commission decisions, and other requirements applicable to the utility’s installation of facilities in California for providing Telecommunications service,
Prehearing Conference originally set for October 1 reset to October 8

REMOVALS FROM CALENDAR

C.03-06-030 Barnett – Mulia, Inc., Complainant, vs. AT & T Communications of California, Inc. and SBC Pacific Bell, Defendant,
Expedited Complaint Proceeding Hearing scheduled for October 27 has been removed from the Calendar

NEW SETTINGS

11/5/03 2:00 p.m. (OA) - Investigation on the Commission’s own motion into the operations, practices, and conduct of Pacific Bell Wireless LLC dba Cingular Wireless, U-3060, U-4135 and U-4314, and related entities (collectively “Cingular”) to determine whether Cingular has violated the laws, rules and regulations of this State in its sale of cellular telephone equipment and service and its collection of an Early Termination Fee and other penalties from consumers,
ALJ Vieth I.02-06-003
Comr Wood
Commission Courtroom, San Francisco

LAW AND MOTION

Law and Motion Hearings are held before **Administrative Law Judge Sarah R. Thomas and Peter Allen** at 10:00 a.m. in one of the Commission’s San Francisco Office Hearing Rooms,

unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission’s Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

| | | |
|------------|-------------|--|
| 9/19/03 | 10:30 a.m. | (LM) – Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001, and |
| ALJ Thomas | I.02-11-040 | |
| Comr Lynch | | |
| | I.03-02-033 | (LM) - Order Instituting Investigation whether San Diego Gas & Electric Company, Southern California Gas Company and their holding company, Sempra Energy, respondents, have complied with relevant statutes and Commission decisions, pertaining to respondents’ holding company systems and affiliate activities, Commission Courtroom, San Francisco |
| 9/22/03 | 10:00 a.m. | NONE SCHEDULED |
| 9/29/03 | 10:00 a.m. | NONE SCHEDULED |
| 10/6/03 | 10:00 a.m. | NONE SCHEDULED |

FINAL ORAL ARGUMENTS (FOA)

NONE

HEARINGS

Dates in parentheses following the word “also” are subject to change without notice. The assigned Commissioner’s name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

- | | |
|--|-----------------------------------|
| (PHC) = Prehearing Conference | (WS) = Workshop |
| (EH) = Evidentiary Hearing | (FPH) = Full Panel Hearing |
| (PPH) = Public Participation Hearing | (AH) = Arbitration Hearing |
| (IAM) = Initial Arbitration Meeting | (CA) = Closing Argument |
| (M) = Mediation | (LM) = Law & Motion |
| (ECP) = Expedited Complaint Procedure | (OA) = Oral Argument |

(OSC) = Order to Show Cause

| | | |
|---------------------------------------|---------------------------|--|
| 9/19/03 ALJ Thomas Comr Lynch | 10:30 a.m. I.02-11-040 | (LM) – Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001, and |
| | I.03-02-033 | (LM) - Order Instituting Investigation whether San Diego Gas & Electric Company, Southern California Gas Company and their holding company, Sempra Energy, respondents, have complied with relevant statutes and Commission decisions, pertaining to respondents' holding company systems and affiliate activities, Commission Courtroom, San Francisco |
| 9/22/03 ALJ Barnett Comr Peevey | 9:00 a.m. I.02-04-026 | (EH) - Order Instituting Investigation into the ratemaking implications for Pacific Gas and Electric Company (PG&E) pursuant to the Commission's Alternative Plan for Reorganization under Chapter 11 of the Bankruptcy Code for PG&E, in the United States Bankruptcy Court, Northern District of California, San Francisco Division, In re Pacific Gas and Electric Company, Case No. 01-30923 DM, Commission Courtroom, San Francisco (also September 23 – 26) |
| 9/22/03 ALJ Simon Comr Kennedy | 11:00 a.m. A.03-01-013 | (TELEPHONIC PHC) - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491, and |
| | A.03-07-049 | (TELEPHONIC PHC) - Application of the Pasadena Avenue Monterey Road Committee and City of South Pasadena for Variance of General Order 75-C, and |

| | | |
|---------------------------------------|---------------------------|---|
| | A.03-07-050 | (TELEPHONIC PHC) - In the Matter of the Application of the City of South Pasadena for Approval of Ordinance 2121 Relating to Limitations of Train Speeds Pursuant to Section 7658 of the California Public Utilities Code, Commission Room 5024, San Francisco |
| 9/23/03 ALJ Vieth Comr Peevey | 10:00 a.m. C.03-06-034 | (PHC) - U.S. TelePacific Corp. (U-5721-C), Complainant, v. Verizon California, Inc. (U-1002-C) Defendant, Commission Courtroom, San Francisco |
| 9/24/03 ALJ Patrick Comr Peevey | 10:00 a.m. A.02-11-044 | (EH) - In the Matter of the Application of SAN GABRIEL VALLEY WATER COMPANY (U337W) for Authority to Increase Rates Charged for Water Service in its Fontana Water Company Division to increase revenues by \$11,573,200 or 39.1% in 2003, \$3,078,400 or 7.3% in 2004, \$3,078,400 or 6.8% in 2005, and \$3,079,900 or 6.4% in 2006, Commission Courtroom, San Francisco (also September 25 at 9:00 a.m.) |
| 9/24/03 ALJ Galvin Comr Peevey | 10:00 a.m. A.03-06-002 | (PHC) - Application of SAN DIEGO GAS & ELECTRIC COMPANY (U 902-E) for: Adoption of its 2003 and 2004 Energy Resource Recovery Account (ERRA) Forecast Revenue Requirements and Related Estimates, Approval of an Allocation Methodology for its 2003 Year-end ERRA Balance, and Approval of its 2003 ERRA Trigger Amount, Commission Courtroom, San Francisco |
| 9/25/03 ALJ DeBerry Comr Lynch | 10:00 a.m. R.02-10-001 | (EH) - Order Instituting Rulemaking on the Establishment of a Public Purpose Program Surcharge Pursuant to Assembly Bill (AB) 1002, Commission Courtroom, San Francisco (also September 26) |
| 9/26/03 ALJ Long Comr Wood | 10:00 a.m. A.02-12-027 | (PHC) - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and |
| | A.02-12-028 | (PHC) - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue and base rates. (U 902-M), and |

| | | |
|--------------------------------------|---|---|
| | I.03-03-016 | (PHC) - Investigation on the Commission's Own Motion Into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company, Commission Courtroom, San Francisco |
| 9/29/03 ALJ Long Comr Wood | 9:00 a.m. A.02-12-027 | (EH) - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and |
| | A.02-12-028 | (EH) - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and |
| | I.03-03-016 | (EH) - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company, Commission Courtroom, San Francisco (also September 30 – October 3; October 6 – 10; October 14 – 17; and October 20 – 24) |
| 9/29/03 ALJ Thorson Comr Brown | 9:00 a.m. - 3:00 p.m. A.03-01-034 | (EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to increase Rates for Water Service in its Palos Verdes District, and |
| | A.03-01-035 | (EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Oroville District, and |
| | A.03-01-036 | (EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Selma District, and |
| | A.03-01-037 | (EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Dominguez District, Commission Courtroom, San Francisco (also September 30 – October 3) |

| | | |
|----------------------------|-------------|--|
| 9/29/03 | 10:00 a.m. | (EH) - In the Matter of the Application of SAN GABRIEL VALLEY WATER COMPANY (U337W) for Authority to Increase Rates Charged for Water Service in its Fontana Water Company Division to increase revenues by \$11,573,200 or 39.1% in 2003, \$3,078,400 or 7.3% in 2004, \$3,078,400 or 6.8% in 2005, and \$3,079,900 or 6.4% in 2006, Fontana City Hall Council Chamber 8353 Sierra Avenue Fontana, CA (also September 30 at 9:00 a.m.) |
| ALJ Patrick Comr Peevey | A.02-11-044 | |
| 9/29/03 | 10:00 a.m. | (PHC) - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development. (PHC on SDG&E Motion/Calpine Issues), Commission Courtroom, San Francisco |
| ALJ Walwyn Comr Peevey | R.01-10-024 | |
| 9/29/03 | 12:00 noon | (ECP) - Marcia K. Houghton and Joe M. Vedda, Complainants, vs. Villa Madeira Park and Joe Mecaro, its manager, Defendant, Escondido Public Library Administration Office Turrentine Room - upstairs 239 South Kalmia Street Escondido, CA |
| ALJ Barnett | C.03-05-027 | |
| 10/7/03 | 1:00 p.m. | (ECP) - Nancy Cross, Complainant, vs. Comcast Phone of California, LLC, Defendant, Fremont City Hall – Building A 3300 Capitol Avenue, Ohlone Room Fremont, CA |
| ALJ Patrick | C.03-06-004 | |
| 10/8/03 | 10:00 a.m. | (PHC) - Bruce Anthony and Nancy Ellen von Herrmann, Complainants, vs. Pacific Gas and Electric Company, Defendant, Commission Courtroom, San Francisco |
| ALJ Brown Comr Brown | C.03-07-047 | |
| 10/8/03 | 10:00 a.m. | (PHC) – Investigation into the operations and practices of Qwest Communications Corporation, et al. in concerning compliance with Statutes, Commission decisions, and other requirements applicable to the utility’s installation of facilities in California for providing Telecommunications service, Commission Courtroom, San Francisco |
| ALJ McKenzie Comr Lynch | I.00-03-001 | |

| | | |
|--|---------------------------|---|
| 10/9/03 ALJ Simon Comr Wood | 10:00 a.m. A.02-01-031 | (PHC) - Application of the Santa Clara Valley Transportation Authority for an order approving safety appliances to be used at the at-grade crossings of Sunol Street (82D-4.1) and Auzerais Avenue (82D-4.2) by the light rail transit line of the Vasona Light Rail Project in the City of San Jose, County of San Clara, Commission Courtroom, San Francisco |
| 10/9/03 ALJ O'Donnell Comr Brown | 10:00 a.m. R.03-03-017 | (PHC) - Order Instituting Rulemaking on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and |
| | I.03-03-018 | (PHC) - Order Instituting Investigation on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and |
| | C.00-01-017 | (PHC) - Robert Hambly, for Himself and, On Behalf of the Residents of Los Robles Mobilehome Park, Complainant, vs. Hillsboro Properties, a California Limited Partnership, and the City of Novato, Defendants, Commission Courtroom, San Francisco |
| 10/10/03 ALJ Thorson Comr Brown | 10:00 a.m. A.03-01-034 | (PHC) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to increase Rates for Water Service in its Palos Verdes District, and |
| | A.03-01-035 | (PHC) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Oroville District, and |
| | A.03-01-036 | (PHC) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Selma District, and |
| | A.03-01-037 | (PHC) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Dominguez District, Commission Courtroom, San Francisco |

| | | |
|--|---------------------------------|--|
| 10/14/03 ALJ Brown Comr Peevey | 10:00 a.m. A.03-07-032 | (EH) - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for Approval of a Power Purchase Agreement under PUHCA Section 32(k) Between the Utility and a Wholly-Owned Subsidiary and for Authority to Recover the Costs of Such Power Purchase Agreement in Rates, Commission Courtroom, San Francisco (Also October 15 – 17 and October 20 – 24) |
| 10/15/03 ALJ Grau Comr Brown | 10:00 a.m. C.03-05-023 | (EH) - Raw Bandwidth Communications, Inc., Complainant, vs. SBC California, Inc. (U-1001-C), SBC Advanced Solutions, Inc. (U-6346-C), and Does 1-10, Defendants, Commission Courtroom, San Francisco |
| 10/16/03 ALJ Thomas Comr Brown | 10:00 a.m. C.03-07-031 | (PHC) - Pacific Gas and Electric Company (U 39 G), Complainant, v. Calpine Corporation; CPN Pipeline Company; Calpine Energy Services, L.P., Calpine Natural Gas Company; Lodi Gas Storage, LLC; and Does 1-10, Defendants, Commission Courtroom, San Francisco |
| 10/22/03 ALJ Malcolm Comr Peevey | 10:00 a.m. R.03-08-018 | (PHC) - Order Instituting Rulemaking to Review Policies Concerning Intrastate Carrier Access Charges, Commission Courtroom, San Francisco |
| 10/22/03 ALJ Barnett Comr Wood | 2:00 p.m. A.02-05-004 | (PHC) - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and |
| | I.02-06-002 (PHASE 2) | (PHC) - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company, Commission Courtroom, San Francisco |
| 10/24/03 ALJ Barnett | 10:00 a.m. C.03-09-009 | (ECP) - Thomas B. Webb, Complainant, vs. Southern California Edison Company, Defendant, Palm Desert Public Library – Seminar Room 73300 Fred Waring Drive Palm Desert, CA |

| | | |
|--|---|---|
| 10/24/03 ALJ Patrick | 10:00 a.m. C.03-09-017 | (ECP) - Maclyn Erickson, Complaint, vs. Southern California Edison Company, Defendant, Employment Development Department Building Oxnard Office of Appeals Unemployment Hearing Room 3196 South Higuera Street San Luis Obispo, CA |
| 10/24/03 ALJ Barnett | 11:00 a.m. C.03-07-041 | (ECP) - Martin Lax, Complainant, vs. AT & T Communications of California, Inc., Defendant, Palm Desert Public Library – Seminar Room 73300 Fred Waring Drive Palm Desert, CA |
| 10/27/03 ALJ Thorson Comr Brown | 9:00 a.m. – 3:00 p.m. A.03-01-034 | (EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to increase Rates for Water Service in its Palos Verdes District, and |
| | A.03-01-035 | (EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Oroville District, and |
| | A.03-01-036 | (EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Selma District, and |
| | A.03-01-037 | (EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Dominguez District, Commission Courtroom, San Francisco (also October 28 - 31) |
| 10/27/03 ALJ O'Donnell Comr Peevey | 10:00 a.m. A.03-01-016 | (EH) - In the Matter of the Application of Epixtar Communications Corp. for Registration as an Interexchange Carrier Telephone Corporation Pursuant to the Provisions of Public Utilities Code Section 1013, Commission Courtroom, San Francisco (also October 28 – 29 at 9:30 a.m.) |

| | | |
|--|---------------------------------|--|
| 10/27/03 ALJ Barnett | 1:00 p.m. C.03-06-024 | (ECP) - Mark Tzalka, Complainant, vs. Southern California Gas Company, Defendant, Commission Courtroom, State Office Building 320 West 4th Street, Conference Room A Los Angeles, CA |
| 10/28/03 ALJ Malcolm Comr Peevey | 9:30 a.m. R.03-09-007 | (PHC and WS) - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation, Commission Courtroom, San Francisco |
| 10/29/03 ALJ Barnett Comr Wood | 10:00 a.m. A.02-05-004 | (EH) - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and |
| | I.02-06-002 (PHASE 2) | (EH) - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company, Commission Courtroom, San Francisco (also October 30 – 31; November 3 – 7; November 10 – 14; and November 17 – 21) |
| 10/29/03 ALJ Walker Comr Kennedy | 10:00 a.m. A.02-07-021 | (PHC) - In the Matter of the Application of Southern California Water Company (U 133 W) for an Order pursuant to Public Utilities Code Section 851 Approving a Settlement Agreement that will Convey Water Rights in the Culver City Customer Service Area, Commission Courtroom, San Francisco |
| 10/30/03 ALJ Bushey Comr Kennedy | 10:30 a.m. C.03-02-003 | (PHC) - Oakland Unified School District, Complainant, vs. TCG San Francisco (U-5454-C), and AT&T Communications of California (U-5002-C), Defendants, Commission Courtroom, San Francisco |
| 11/3/03 ALJ McVicar Comr Peevey | 10:00 a.m. A.03-03-029 | (EH) - In the Matter of the Application of San Diego Gas & Electric Company for Authority to Make Various Electric Rate Design Changes, Close Certain Rates, and Revise Cost Allocation Among Customer Classes Effective, January 1, 2004 (U 902-E), Commission Courtroom, San Francisco (also November 4 – 7; and November 10; November 12 – 14) |

| | | |
|---------------|-------------|--|
| 11/5/03 | 2:00 p.m. | (OA) - Investigation on the Commission's own motion into the operations, practices, and conduct of Pacific Bell Wireless LLC dba Cingular Wireless, U-3060, U-4135 and U-4314, and related entities (collectively "Cingular") to determine whether Cingular has violated the laws, rules and regulations of this State in its sale of cellular telephone equipment and service and its collection of an Early Termination Fee and other penalties from consumers, Commission Courtroom, San Francisco |
| ALJ Vieth | I.02-06-003 | |
| Comr Wood | | |
| 11/6/03 | 10:00 a.m. | (PHC) - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C), Defendant, Commission Courtroom, San Francisco |
| ALJ Simon | C.02-11-011 | |
| Comr Brown | | |
| 11/17/03 | 9:00 a.m. | (EH) - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C), Defendant, Commission Courtroom, San Francisco (also November 18 - 21) |
| ALJ Simon | C.02-11-011 | |
| Comr Brown | | |
| 11/17/03 | 10:00 a.m. | (EH) - Communications Workers of America, Local 9415, Kathleen Kinchius, President, Complainant, vs. Pacific Bell, (U 1001 C), Defendant, Commission Courtroom, San Francisco (also November 18) |
| ALJ McKenzie | C.92-04-007 | |
| Comr Wood | | |
| 11/18/03 | 10:00 a.m. | (EH) - Application for Ex Parte Approval of an Interim Alternative Plan for Protection of the Public Pursuant to General Order 120-C, Sections 3(E) and 6, and |
| ALJ Walker | A.03-05-039 | |
| Comr Kennedy | | |
| | P.03-05-040 | (EH) - Petition to Adopt, Amend, or Repeal a Regulation Pursuant to Pub. Util. Code Section 1708.5, Commission Courtroom, San Francisco (also November 19 – 21) |
| 11/18/03 | 2:00 p.m. | (PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project., San Mateo City Hall Council Chamber 330 West 20th Avenue San Mateo, CA |
| ALJ TerKeurst | A.02-09-043 | |
| Comr Lynch | | |

| | | |
|---|---------------------------|--|
| 11/18/03 ALJ TerKeurst Comr Lynch | 7:00 p.m. A.02-09-043 | (PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project., War Memorial Building San Bruno Recreation Center Meeting Room A/B Crystal Springs Ave @ Oak Ave San Bruno, CA |
| 11/26/03 ALJ Barnett Comr Wood | 2:00 p.m. C.01-01-032 | (PHC) - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant, and |
| | C.01-01-051 | (PHC) - Aps Energy Services Company, Inc., Complainant, vs. Pacific Gas And Electric Company, Defendant, and |
| | C.01-09-011 | (PHC) - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant, Commission Courtroom, San Francisco |
| 12/4/03 ALJ Terkeurst Comr Lynch | 9:00 a.m. A.02-09-043 | (EH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project, Commission Courtroom, San Francisco (also December 5 and December 8 – 10) (Note: December 8 at 10:00 a.m. and the remaining days at 9:00 a.m.) |
| 1/12/04 ALJ Fukutome Comr Lynch | 10:00 a.m. A.03-05-035 | (EH) - In the Matter of the Application of SAN JOSE WATER COMPANY (U 168 W) for an Order authorizing it to increase rates charged for water service by \$25,793,000 or 18.20% in 2004; by \$5,434,000 or 3.24% in 2005; and by \$5,210,000 or 3.01% in 2006, Commission Courtroom, San Francisco (Also January 13 - 16) |

| | | |
|--------------------------------------|---|---|
| 1/12/04 ALJ Walker Comr Brown | 4:00 p.m. & 7:00 p.m. A.01-10-047 | (PPH) - In the Matter of the Application of the City of Oxnard for Authorization to construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad Company in the City of Oxnard, County of Ventura, Oxnard City Hall Council Chamber 305 West 3rd Street Oxnard, CA |
| 1/13/04 ALJ Walker Comr Brown | 9:00 a.m. A.01-10-047 | (EH) - In the Matter of the Application of the City of Oxnard for Authorization to construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad Company in the City of Oxnard, County of Ventura, Oxnard City Hall Council Chamber 305 West 3rd Street Oxnard, CA (also January 14 - 16) |
| 1/26/04 ALJ Simon Comr Kennedy | 9:00 a.m. A.03-01-013 | (EH) - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491, Commission Courtroom, San Francisco (also January 27 - 30) |
| 2/23/04 ALJ Duda Comr Peevey | 9:30 a.m. R.93-04-003 | (EH) - Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development of Dominant Carrier Networks, and |
| | I.93-04-002 (Verizon UNE Phase) | (EH) - Investigation on the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks, Commission Courtroom, San Francisco (also February 24 - 27) |
| 2/23/04 ALJ Walker Comr Brown | 10:00 a.m. C.02-07-044 | (EH) - The Utility Consumers' Action Network (UCAN), Complainant, v. Pacific Bell Telephone Company, AOL-Time Warner, Inc., Does 1-100, Defendants, Commission Courtroom, San Francisco (also February 24 - 27) |

| | | |
|-----------------------------|-------------|--|
| 3/1/04 | 10:00 a.m. | (EH) - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001, and |
| ALJ TerKeurst Comr Lynch | I.02-11-040 | |
| | I.03-02-033 | (EH) - Order Instituting Investigation Whether San Diego Gas & Electric Company, Southern California Gas Company and Their Holding Company, Sempra Energy, Respondents, Have Complied With Relevant Statutes and Commission Decisions, Pertaining to Respondents' Holding Company Systems and Affiliate Activities, Commission Courtroom, San Francisco (also March 2 – 5; March 8 – 12; March 15 – 19; and March 22 - 26) |

NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the “Filing of Notice of Denial of Request for Ex Parte Meeting.” The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission’s Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.***

NONE

NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

9/15/03 R01-10-024 Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development.

Summary: On September 10, 2003, Douglas K. Kerner, attorney for Independent Energy Producers (IEP), met with Ross LaJeunesse, advisor to Cmmr. Kennedy, in San Francisco. Also present were Brian Prusnek, advisor to Cmmr. Kennedy, and Steven Kelly, Policy Director, and Charles Cicchetti and Colin Long, consultants, for IEP. IEP representatives summarized the concerns it has raised in the proceeding regarding Southern California Edison Company's proposed 'Mountainview' project.

Filer: Independent Energy Producers

Contact: Eric Janssen

Phone: (916) 447-2166

email: ericj@eslawfirm.com

9/15/03 R95-04-043 Rulemaking on the Commission's own motion into competition for local exchange service and
 I95-04-044 Investigation on the Commission's own motion into competition for local exchange service.

Summary: On September 10, 2003, Tim McCallion, President-Pacific Region, Verizon California Inc. (Verizon), met with Cmmr. Kennedy in San Francisco. Also present were Tim Sullivan, advisor to Cmmr. Kennedy, and Kathryn Brown, Sr. Vice President Public Policy and International Government Relations of Verizon. Written materials (attached to the notice) were used. Verizon representatives discussed the Commission's proceeding on the Federal Communications Commission's (FCC) Triennial Review Order. Brown indicated that Verizon had appealed the FCC's decision. McCallion encouraged the Commission to require every certificated carrier to provide information to the Commission as to the location of their switches and other telecommunications facilities they have in the state. Brown indicated that she believes Voice Over Internet Protocol will become a commercial reality in the near future.

Filer: Verizon California Inc.

Contact: Terry Tannen

Phone: (415) 474-4921

9/16/03 R93-04-003 Commission Order Instituting Rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks and
 I93-04-002 Commission Order Instituting Investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks.

Summary: LATE FILED. AUGMENTATION REQUIRED. On September 10, 2003, Cathy Boone, Vice President, Covad Communications Company (Covad), met with Lester Wong, advisor to Pres. Peevey, and Jonathan Lakritz, advisor to Cmmr. Wood, in two separate meetings in San Francisco. Also present was Bill Cobb, Senior Counsel, Covad. Boone and Cobb discussed the Federal Communications Commission's Triennial Review Order and the federal appeal of D03-01-077.

Filer: Covad Communications Company

Contact: Camille Estes

Phone: (415) 394-7500

| | | |
|---------|------------|---|
| 9/17/03 | R95-04-043 | Rulemaking on the Commission's own motion into competition for local exchange service and |
| | I95-04-044 | Investigation on the Commission's own motion into competition for local exchange service. |

Summary: On September 12, 2003, Cynthia Marshall, Senior Vice President, Pacific Bell Telephone Company (SBC), met with Tim Sullivan, advisor to Cmmr. Kennedy, in San Francisco. Also present were Eric Batongbacal, Executive Director, and Ed Kolto, General Attorney, of SBC. SBC discussed the Federal Communications Commission's (FCC) Triennial Review Order. SBC representatives stated its belief that the inquiries required by the FCC can be managed and sequenced so as to reduce the burdens on both the Commission and the parties in the 90-day and 9-month proceedings.

Filer: Pacific Bell Telephone Company

Contact: Hugh Osborne

Phone: (415) 545-9420

| | | |
|---------|------------|--|
| 9/17/03 | R01-08-028 | Order Instituting Rulemaking to Examine the Commission's Future Energy Efficiency Policies, Administration and Programs. |
|---------|------------|--|

Summary: THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION THAT WAS FILED ON SEPTEMBER 10, 2003, AND APPEARED IN THE CALENDAR OF SEPTEMBER 15, 2003. On September 3, 2003, Phillip L. Isenberg of Hyde, Miller, Owen and Trost spoke to Cmmr. Kennedy by telephone. Isenberg discussed implementation questions of the proposed decision, in particular, possible confusion between the RFP and the ALJ's decision with regard to the coverage of advertising services to be rendered by Runyon Saltzman and Einhorn, including the question of whether it was to be for low-income, middle-income or a combination of those.

Filer: Hyde, Miller, Owen and Trost

Contact: Phillip L. Isenberg

Phone: (916) 447-7933

RESOLUTION REGARDING RATIFICATION OF PRELIMINARY DETERMINATIONS OF CATEGORY

For purposes of Rule 63.2(c), notice of the assignment is the day the assignments associated with this preliminary categorization document appear in the Daily Calendar following the Commission business meeting.

9/18/03 ALJ 176-3119 Ratification of preliminary determinations of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure. (See also Rule 63.2(c) regarding notice of assignment.)
Adopted. The preliminary determination schedule is shown below.

PRELIMINARY DETERMINATION SCHEDULES

Resolution ALJ 176-3119 (9/18/03)

ASSIGNMENTS

| NUMBER TITLE | PROPOSED CATEGORY | PRELIM. CATEGORY | HEARING | COMR | ALJ |
|--|----------------------|---------------------|---------|--------------|----------------|
| A03-09-008 SOUTHERN CALIFORNIA GAS COMPANY, (U 904-G), for authority to revise its rates effective January 1, 2005, in its Biennial Cost Allocation Proceeding. | Ratesetting | Ratesetting | YES | Kennedy | Mattson |
| A03-09-010 DHILLON, HARJIT S., dba QUALIFY AIRPORT SERVICE, for the authority to operate as a passenger stage corporation between points in Alameda County, Santa Clara County, San Mateo County, Marin County, Contra Costa County, San Joaquin County, and City and County of San Francisco, and Oakland | Ratesetting | Ratesetting | NO | Not Assigned | Examiner Clark |

| | | | | | |
|--|-------------|-------------|----|--------------|-------------------|
| International Airport, San Francisco Airport and San Jose International Airport. | | | | | |
| A03-09-011 COLUMBIA VENTURES BROADBAND LLC, CTC COMMUNICATIONS CORP., dba CT COMMUNICATIONS CORP., for grant of authority pursuant to Public Utilities Code Sections 851 and 854 necessity to consummate a transfer of control of CTC Communications Corp. | Ratesetting | Ratesetting | NO | Kennedy | Kenney |
| A03-09-012 LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY, for Authority to construct a two-track at-grade crossing for the Eastside Corridor Light Rail Transit Line across Ford Boulevard, across McDonnell Avenue and across Arizona Avenue in the County of Los Angeles. | Ratesetting | Ratesetting | NO | Not Assigned | Examiner Clark |
| A03-09-013 ABDUL K. SHARIF, dba TRI CITY AIRPORT SHUTTLE, for authority to operate as a passenger stage corporation between points in the counties of Contra Costa, San Mateo, Alameda and San Francisco, and the San Francisco, San Jose and Oakland International Airports; and to establish a Zone of Rate Freedom. | Ratesetting | Ratesetting | NO | Not Assigned | Examiner Clark |

| | | | | | |
|---|--------------------------------|-------------|----|--------------|-----------------|
| <p>A03-09-014 VERIZON CALIFORNIA INC., (U 1002-C) for authority pursuant to Public Utilities Code Section 851 to sublease office space to Humboldt Bancorp.</p> | Ratesetting | Ratesetting | NO | Lynch | O'Donnell |
| <p>A03-09-015 POLESTAR GROUP INC., dba LINKROSS, for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013.</p> | NDIEC Registration Application | Ratesetting | NO | Not Assigned | Examiner Leutza |
| <p>A03-09-016 JAISWAL, JARNAIL S., dba AERO AIRPORTER EXPRESS, for the authority to operate as a passenger stage corporation between points in Alameda County, Santa Clara County, San Mateo County, Marin County, Contra Costa County, San Joaquin County, and City and County of San Francisco, and Oakland International Airport, San Francisco Airport and San Jose International Airport.</p> | Ratesetting | Ratesetting | NO | Not Assigned | Examiner Clark |
| <p>A03-09-018 AMERICAN FARM BUREAU, INC., dba THE FARM BUREAU CONNECTION, for a Certificate of Public Convenience and Necessity to provide Limited Facilities-Based and Resold Competitive Local Exchange Services.</p> | Ratesetting | Ratesetting | NO | Brown | O'Donnell |
| <p>A03-09-019</p> | Ratesetting | Ratesetting | NO | Not Assigned | Examiner |

| | | | | | |
|--|---|--------------------|-----------|---------------------|----------------------------|
| <p>LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY, for an Order authorizing the construction of a two-track grade crossing for the Eastside Corridor Light Rail Transit Line across Mission Road, across Anderson Street, across Utah Street, across Clarence Street and across a pedestrian crosswalk at Gless Street in the City of Los Angeles.</p> | | | | | <p>Clark</p> |
| <p>A03-09-020 PAJOCOM, LLC, for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013.</p> | <p>NDIEC Registration Application</p> | <p>Ratesetting</p> | <p>NO</p> | <p>Not Assigned</p> | <p>Examiner Leutza</p> |
| <p>A03-09-021 LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY, for Authority to construct a two-track at-grade crossing for the Eastside Corridor Light Rail Transit Line across Mednik Avenue, Civic Center Way, La Verne Avenue, County Sheriffs Station Driveway and the intersection of Woods Avenue, via Corona and Beverly Boulevard in the County of Los Angeles.</p> | <p>Ratesetting</p> | <p>Ratesetting</p> | <p>NO</p> | <p>Not Assigned</p> | <p>Examiner Clark</p> |
| <p>A03-09-022 INTELLIGENT SWITCH SERVICES, LLC, for Registration as an Interexchange</p> | <p>NDIEC Registration Application</p> | <p>Ratesetting</p> | <p>NO</p> | <p>Not Assigned</p> | <p>Examiner Leutza</p> |

| | | | | | |
|--|--------------------------------|-------------|----|--------------|-----------------|
| Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. | | | | | |
| A03-09-023 CHRISTIAN MEDIA TECHNOLOGIES, INC., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. | NDIEC Registration Application | Ratesetting | NO | Not Assigned | Examiner Leutza |
| A03-09-024 NETWORK PTS, INC., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. | NDIEC Registration Application | Ratesetting | NO | Not Assigned | Examiner Leutza |
| A03-09-025 CALIFORNIA SHUTTLE BUS, INC., for authority to operate as a passenger stage corporation between points in the Counties of Los Angeles, Orange, Riverside and Ventura, on the one hand, and the Counties of San Francisco, Contra Costa, Alameda, San Mateo and Santa Clara, on the other hand; and to establish a Zone of Rate Freedom. | Ratesetting | Ratesetting | NO | Not Assigned | Examiner Clark |
| A03-09-026 MULVIHILL, BART, for approval of the transfer by sale of operating authority held in Passenger Stage Corporation Certificate No.15710 from Bart Mulvilhill to West Valley Airporter, Inc., pursuant to the | Ratesetting | Ratesetting | NO | Not Assigned | Examiner Clark |

| | | | | | |
|---|--|--|--|--|--|
| provisions of Public Utilities Code Section 851 et seq. | | | | | |
|---|--|--|--|--|--|