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**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 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

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

Calendar Archive: [http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

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**Daily Calendar**  
**Friday, February 20, 2004**

- 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 and 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
- Final Oral Argument
- 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



**The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible 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](mailto: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

**REGULAR COMMISSION BUSINESS MEETINGS**

February 26, 2004	10 am	San Francisco
March 16, 2004	10 am	San Francisco
April 1, 2004	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.*

February 23, 2004	1:30 pm	San Francisco
March 12, 2004	1:30 pm	San Francisco
March 29, 2004	1:30 pm	San Francisco

**OTHER COMMISSION MEETINGS****Notice of Final Oral Argument – A02-05-004 and I02-06-002**

February 25, 2004  
2 pm - 4 pm

California Public Utilities Commission  
505 Van Ness Avenue, Auditorium  
(Corner of Van Ness Avenue and Golden Gate)  
San Francisco

Pursuant to Public Utilities Code § 1701.3(d), a final oral argument in the above-entitled matter will be held before a quorum of the Commission and Administrative Law Judge Mark Wetzell.

The opportunity to present final oral argument is available to all parties who submitted briefs, although not all active parties may choose to participate. Presentation time is allocated as follows:

1. SCE (opening) - 30 minutes.
2. SDG&E – 5.
3. ORA – 15.
4. TURN – 15.
5. Aglet – 8.
6. CUE – 8.
7. Greenlining – 8.
8. LA County – 8.
9. NRDC – 5.
10. SCE (closing) – 10.

Parties who have not submitted briefs will only be heard if time permits.

Parties desiring expedited or daily transcripts should advise the Chief Hearing Reporter by telephone at (415) 703-2288, no later than three days prior to the scheduled argument.

If you have questions about the hearing date, time, or place, call the Calendar Clerk at (415) 703-1203.

**Public Meeting – Energy Action Plan**

March 2, 2004  
10 am - 3 pm

California Energy Commission  
1516 Ninth Street, Hearing Rooms A  
Sacramento

Members of the Energy Commission, Power Authority, and Public Utilities Commission will meet to discuss the Energy Action Plan, with specific emphasis on: 1) accelerating the state's goal for renewable resources; 2) upgrading and expanding the electricity transmission and distribution infrastructure; and 3) promoting customer and utility owned distributed generation.

**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 4<sup>th</sup> 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 to Daily Calendar, Commission Meeting Agenda, and Draft Agenda Items**

For information contact: California Public Utilities Commission  
Attention: Poly Arca  
505 Van Ness Avenue, Room 1003  
San Francisco, CA 94102  
Phone: (415) 703-1798  
E-mail: pol@cpuc.ca.gov

**COMMISSIONER OFFICE HOURS**

NONE

**PUBLIC MEETING & WORKSHOPS****Workshop Notice**

<i>February 10, 2004</i> <i>10 am - 5 pm</i>	<i>Hiram Johnson State Building</i> <i>455 Golden Gate Avenue</i> <b><i>San Francisco</i></b>
<i>February 19, 2004</i> <i>10 am - 5 pm</i>	<i>Hugh M. Burns State Building</i> <i>2550 Mariposa Mall, Assembly Room 1036</i> <b><i>Fresno</i></b>
<i>February 24, 2004</i> <i>10 am - 5 pm</i>	<i>San Diego State Building</i> <i>1350 Front Street, Room B 109</i> <b><i>San Diego</i></b>
<i>February 25, 2004</i> <i>10 am - 5 pm</i>	<i>Los Angeles CPUC Office</i> <i>320 West Fourth Street, Carmel Room</i> <b><i>Los Angeles</i></b>

March 3, 2004 10 am - 5 pm	Redding City Hall 777 Cypress Avenue, City Council Chamber <b>Redding</b>
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The Telecommunications Division Staff is soliciting input from community groups to assist the Commission in preparing a report on broadband deployment that is responsive to Senate Bill 1563. These workshops are for community groups to provide their views regarding barriers to broadband access, the benefits of having broadband access and the effectiveness of current subsidy programs.

Contact person: Karen Watts-Zagha  
(415) 703-2287

**Workshop Notice - Modification of the Rate Case Plan for Class A Water Utility General Rate Applications**

February 10, 2004 10 am – 6 pm	California Public Utilities Commission 505 Van Ness Avenue, Room 3104 (Corner of Van Ness Avenue and Golden Gate)
February 11, 2004 9 am – 4 pm	<b>San Francisco</b>
February 18, 2004 10 am – 6 pm	
February 19, 2004 9 am – 4 pm	
February 24, 2004 10 am – 6 pm	
February 25, 2004 9 am – 4 pm	

The Water Division is hosting a continuation Workshop on February 10, 11, 18, 19, 24, and 25, 2004 to solicit public input on the need for modification of the Rate Case Plan for Class A Water Utility General Rate Applications (Commission Decision 90-08-045).

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](mailto:ptl@cpuc.ca.gov)).

**Workshop Notice - Collaboration and Partnership among EE Program Implementers Workshop (R01-08-028)**

February 23, 2004 10 am – 2 pm	Hiram Johnson State Building 455 Golden Gate Avenue <b>San Francisco</b>
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The purpose of this workshop is to identify recommendations for: 1) all types of and criteria for effective program partnerships that will assist in the maximization of energy efficiency savings in California, and 2) review of partnerships in order to more accurately measure their success or failure. The information we gather from this workshop will be used when we consider the future administrative structure of energy efficiency programs in California. Further description of the WS and specific questions parties should be prepared to discuss are provided in the Assigned Commissioner Ruling (ACR) dated 2/09/03 in R0108028. For questions about this workshop, please contact Lainie Motamedi at [lrm@cpuc.ca.gov](mailto:lrm@cpuc.ca.gov) or (415) 703-1764.

**Public Meeting – Energy Action Plan Steering Committee**

February 24, 2004  
2 pm – 4 pm

California Public Utilities Commission  
505 Van Ness Avenue, Hearing Room  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco

The Energy Commission, Power Authority, and Public Utilities Commission Energy Action Plan Steering Committee members will meet to discuss: 1) progress of the subcommittees and 2) preparation for the March 2 Joint Meeting of the three agencies.

**Public Input Workshop – Low-Income Energy Efficiency Program Year 2002 Impact Evaluation Study (Interested Parties in A03-05-002 and R04-01-006)**

February 26, 2004  
10 am – 12 noon

Pacific Energy Center  
851 Howard Street  
San Francisco

Energy Division, Southern California Edison Company, Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Gas Company, along with consultant West Hill Energy, look forward to gathering input from the public on the methodology that will be used in this study to estimate the impacts attributable to Program Year 2002 LIEE measures.

**Teleconference Information (TBA):** The workshop is accessible through teleconference. To use this option, please call: **1-877-221-8724** and then dial pass code **393348#**.

This location is wheelchair accessible. The workshop is open to the public. Questions regarding the workshop should be addressed to **George Tagnipes (CPUC)** at **415-703-2451**; email: **jst@cpuc.ca.gov**

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

California Relay Service Advisory  
Committee (CRSAC)  
February 27, 2004  
10 am – 4 pm

DDTP Office  
505 14<sup>th</sup> Street, Suite 400  
Oakland

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. Review of Minutes of the Previous Meeting, D. Review of Action Items, E. CRS Contract Manager's Report, F. CRS Report (Sprint and MCI Representatives), 1. Data Report – Sprint, 2. Data Report – MCI, 3. Speech-to-Speech Report, G. DDTP Staff Reports, 1. Field Operations, 2. Consumer Affairs, 3. Outreach, 4. Marketing, H. Telecommunications Division Report, II. Public Input – Afternoon Session, III. Status of New CRS Contracts, IV. Discussion on CapTel Trial Program, V. Report from CRSAC Representative to TADDAC, VI. Election of Hearing Community Representative, VII. Election of New Chair and Vice Chair, VIII. Nomination of New Members, IX. Member Reports, X. Future Meetings and Locations, and X. Adjournment.

**Meeting Information:** For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100, x 110 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.

**Workshop Notice – R03-10-003 Community Choice Aggregation Cost Issues**

March 2, 2004  
10 am – 4 pm

California Public Utilities Commission  
505 Van Ness Avenue, Auditorium  
(Corner of Van Ness Avenue and Golden Gate)  
San Francisco

This is the third workshop related to cost issues in the Community Choice Aggregation Rulemaking (R03-10-003). The focus of this workshop is to discuss the preliminary modeling results of the Cost Responsibility Surcharge (CRS). At this workshop, parties will have the opportunity to provide further input towards the development of the CRS. The goals of the workshop will be to work toward common understandings or agreement where possible and identify remaining issues, in

preparation for CRS testimony and hearings in this proceeding.  
Contact: Amy Chan at (415) 355-5532 or amy@cpuc.ca.gov

**Energy Division Workshop – Applications for LIEE PY 2004 Program Plans of the Small and Multi-Jurisdictional Utilities (SMJUs)**

March 5, 2004  
10 am – 4 pm

California Public Utilities Commission  
505 Van Ness Avenue, Training Room  
(Corner of Van Ness Avenue and Golden Gate)  
San Francisco

Per Assigned Commissioner's Ruling (ACR) in Rulemaking 01-08-027, the Energy Division held a workshop with Avista Utilities, Alpine Natural Gas Company, Bear Valley Electric Service Company, PacifiCorp, Sierra Pacific Power Company, Southwest Gas Corporation and West Coast Gas Company on January 26, 2004 at the Commission. The workshop examined issues related to the SMJUs' accounting and reporting methods of the California Alternate Rate for Energy (CARE) and Low-Income Energy Efficiency (LIEE) programs. A follow-up workshop is scheduled for March 5, 2004 to continue these discussions and review reporting requirements proposals submitted by the SMJUs to the Energy Division.

**Teleconference Information:** The meeting is accessible through teleconference. To use this option, please call: 1-866-675-0748 and then dial pass code 554377. We ask any participants who wish to use this teleconference service to refrain from any additional sounds, such as, music on hold, background noises, as it interferes with the meeting attendees. If necessary, please use the mute function on your phone or disconnect from the call and reconvene at a more convenient time. This location is wheelchair accessible. This meeting is open to the public.

**Workshop - EE Administrative Structure (R.01-08-028)**

March 17, 2004  
9 am – 4 pm

California Public Utilities Commission  
505 Van Ness Avenue, Hearing Room A  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco

and

March 18, 2004  
9 am – 4 pm

The purpose of this workshop is to (1) identify each area of responsibility for energy efficiency administrator(s), (2) describe the various options for administrative structure, including those implemented in other states, and (3) identify and discuss the range of potential criteria for evaluation the best options for California. The Assigned Commissioner Ruling (ACR) dated 2/06/04 in R01-08-028 provides further description and additional information about the topics to be addressed at this workshop. For questions about this workshop, please contact Lainie Motamedi at lrm@cpuc.ca.gov or (415) 703-1764.

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

**NOTICE OF RESOLUTION TO DISCLOSE INVESTIGATIVE REPORT**

Draft Resolution Authorizing Disclosure of Commission Consumer Services Division (Utilities Safety Branch) Records Pursuant to a Public Records Act Request by Dennis Sherwin, Esq., on Behalf of Ronak Kotecha, Seeking Disclosure of Commission Staff Investigative Records Relating to an Explosion in a Southern California Edison Company Vault on May 11, 2003 in Norwalk, California Dry Creek Road in Rio Linda, California. (Incident No. EIR E20030511-02).

A draft resolution (L-310) by the Legal Division authorizing disclosure of the Utilities Safety Division's investigative report concerning Incident No. EIR E20030511-02, is scheduled for consideration on the March 16, 2004 Commission meeting agenda. The Commission may vote on the resolution at that time, or it may postpone a vote. The Commission may adopt all or part of L-310, amend or modify it, or set it aside and prepare a different resolution.

On February 13, 2004 the draft resolution was circulated to the requesting party and Southern California Edison Company, the service list for Resolution L-310, 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 March 16, 2004 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 February 27, 2004, at the address set forth below. Reply comments must be filed by March 10, 2004. 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.

Fred Harris  
 Legal Division  
 California Public Utilities Commission  
 505 Van Ness Avenue, Room 5002  
 San Francisco, CA 95102

Telephone: (415) 703-1557  
 E-mail fnh@cpuc.ca.gov

#### NEW FILINGS

2/6/04            **A04-02-011** - Verizon California Inc. (U 1002-C), to suspend Annual 900/976 Blocking Compliance Report required by Decision 91-04-065.

#### PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

2/13/04            Southern California Edison Company (U 338-E), for approval of its 2003 Revenue Requirement and related estimates under the Energy Resource Recovery Act (ERRA); for approval of its 2003 AB57 Trigger and Threshold Amounts; and for approval of a Proposed Scope and Schedule for ERRA Proceedings. (PUBLIC VERSION); **Petition for Modification of D04-01-048 by Southern California Edison Company.**

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

NONE

#### 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.

02/04/04            Telecom 31            **BULLSEYE TELECOM, INC., Revises DDTP Surcharge Rate (effective TBD)**

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02/04/04	Telecom 32	BULLSEYE TELECOM, INC., Revises DDTP Surcharge Rate ( <b>effective TBD</b> )
02/09/04	Telecom 274	TCG LOS ANGELES, Contract ( <b>effective TBD</b> )
02/10/04	Telecom 2867	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Amended Contract ( <b>effective TBD</b> )
02/10/04	Telecom 2868	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Interconnection Agreement -Amendment #7 ( <b>effective TBD</b> )
02/10/04	Telecom 237	TIME WARNER TELECOM OF CALIFORNIA, L.P., Introduces Promo ( <b>effective TBD</b> )
02/10/04	Telecom 10750	VERIZON CALIFORNIA, INC., Forms - Administration Cleanup ( <b>effective TBD</b> )
02/11/04	Telecom 188	COX CALIFORNIA TELCOM II, LLC., Individual Case Basis Contracts. PROPRIETARY VERSION ( <b>effective TBD</b> )
02/11/04	Telecom 30	CUSTOM TELECONNECT, INC., Adds Automated Rates to Rate Plan D, Third Party Billed & Person-to-Person and Reduces Automated Rate to Rate Plan F, Commercial Credit/Charge Card ( <b>effective TBD</b> )
02/11/04	Telecom 37	DELAWARE ADVANCED TELCOM, INC., Add new promotions & miscellaneous text changes. ( <b>effective TBD</b> )
02/11/04	Telecom 77-A	EXCEL TELECOMMUNICATIONS, INC., Supplements A.L.No.77, Introduce new bundled local service offerings; limit the availability of existing bundles; make various textual changes. ( <b>effective TBD</b> )
02/11/04	Telecom 237	HORNITOS TELEPHONE COMPANY, Revised tariff pages to reflect the new boundary map for the Cathey Valley's Exchange. ( <b>effective TBD</b> )
02/11/04	Telecom 7	LINEA LATINA, INC., Decrease in ULTS, Calif High Cost Fund-A, Calif High Cost Fund-B and increase in Deaf & Disbaled Telco Program end-user surcharges ( <b>effective TBD</b> )
02/11/04	Telecom 250	MCI METRO ACCESS TRANSMISSION SERVICES, increase monthly recurring charge for residential RLD service to \$18.99; to introduce business B2 Multiline Service Option 2 and Business Service C. ( <b>effective TBD</b> )
02/11/04	Telecom 2	NEXTG NETWORKS OF CALIFORNIA, Filing of ICB telecommunications service contracts. ( <b>effective TBD</b> )
02/11/04	Telecom 3	NEXTG NETWORKS OF CALIFORNIA, Filing of ICB telecommunications service contract ( <b>effective TBD</b> )
02/11/04	Telecom 174	PAC-WEST TELECOMMUNICATIONS, INC., Correct inconsistencies in section 2.16 ( <b>effective TBD</b> )
02/11/04	Telecom 24615	PACIFIC BELL, CLC Promotion for Centrex ( <b>effective TBD</b> )
02/11/04	Telecom 24617	PACIFIC BELL, Addendum No. 4 to Master Services Agreement ( <b>effective TBD</b> )
02/11/04	Telecom 322	SIERRA TELEPHONE COMPANY, INC., Boundary realignment, joint

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		filing with Hornitos Telephone Company. <b>(effective TBD)</b>
02/11/04	Telecom 734	SPRINT COMMUNICATIONS COMPANY, L.P., Extend promotions and restructure Sprint Business Rewards SM <b>(effective TBD)</b>
02/11/04	Telecom 10754	VERIZON CALIFORNIA, INC., Contract - Customer Requests Confidentiality <b>(effective TBD)</b>
02/11/04	Telecom 9135-A	VERIZON CALIFORNIA, INC., Supplements A.L.No.9135, To establish lower price floors for CONTROLINK, Integrated Services Digital Network - D-Packer, Digital Channel Service and Special Access Services <b>(effective TBD)</b>
02/13/04	Telecom 1	ADIR INTERNATIONAL EXPORT LTD (SEE DBA), Adoption of Interconnection Agreement between Pacific Bell and Telscape Communications, Inc. <b>(effective TBD)</b>
02/13/04	Telecom 2861-A	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Supplements A.L.No.2861, AT&T revises a rate on an existing service plan <b>(effective TBD)</b>
02/13/04	Telecom 2862-A	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Supplements A.L.No.2862, AT&T offers a service plan and adds a feature to an existing service plan. <b>(effective TBD)</b>
02/13/04	Telecom 827	CITIZENS TELECOMMUNICATIONS CO. OF CA., Local Interconnection agreement with Sprint <b>(effective TBD)</b>
02/13/04	Telecom 828	CITIZENS TELECOMMUNICATIONS CO. OF CA., Amendment Three to the Agreement for Wireline Network Interconnection between CTC-California and Pac-West. <b>(effective TBD)</b>
02/13/04	Telecom 226	MPOWER COMMUNICATIONS CORP., introduces DSL with Long distance Promo <b>(effective TBD)</b>
02/13/04	Telecom 24619	PACIFIC BELL, ICA with Cat Communicaitons International, Inc. <b>(effective TBD)</b>
02/13/04	Telecom 24620	PACIFIC BELL, Amendment No. 8 with New Edge Network, Inc. d/b/a New Edge Networks. <b>(effective TBD)</b>
02/13/04	Telecom 24625	PACIFIC BELL, Interconnection Agreement - Adoption <b>(effective TBD)</b>
02/13/04	Telecom 19	POINT TO POINT, INC., 2nd Quarter (Construction) Report, Informational Advice Letter #0019 dated February 6, 2004. <b>(effective TBD)</b>
02/13/04	Telecom 18	PONDEROSA CABLEVISION (SEE DBA), Surcharge increase <b>(effective TBD)</b>
02/13/04	Telecom 165	SOUTHWESTERN BELL COMMS SVCS., INC., Rate Increase <b>(effective TBD)</b>
02/13/04	Telecom 166	SOUTHWESTERN BELL COMMS SVCS., INC., Contract <b>(effective TBD)</b>
02/13/04	Telecom 7	T-NETIX, INC., Cancel Local Exchange Authority and Withdraw Tariff <b>(effective TBD)</b>

02/13/04	Telecom 1	TALK VISUAL CORPORATION, Initial filing ( <b>effective TBD</b> )
02/13/04	Telecom 329	THE PONDEROSA TELEPHONE COMPANY, Surcharge Increase ( <b>effective TBD</b> )
02/13/04	Telecom 10755	VERIZON CALIFORNIA, INC., Withdrawal of Service ( <b>effective TBD</b> )
02/17/04	Telecom 911	SUREWEST TELEPHONE, Government contract ( <b>effective TBD</b> )
02/17/04	Telecom 330	THE PONDEROSA TELEPHONE COMPANY, Promotional Filing ( <b>effective TBD</b> )
02/17/04	Telecom 238	TIME WARNER TELECOM OF CALIFORNIA, L.P., Contract ( <b>effective TBD</b> )
02/18/04	Energy 3352G	SOUTHERN CALIFORNIA GAS COMPANY, Daily Balancing Standby Rates for February 10-17, 2004 ( <b>anticipated effective 02/18/04</b> )
02/18/04	Telecom 913	SUREWEST TELEPHONE, Express Contract ( <b>effective TBD</b> )

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**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).

**NONE**

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**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.

**NONE**

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**MISCELLANEOUS TRANSPORTATION ITEMS  
Filings with Consumer Protection and Safety Division**

**NONE**

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**

**NONE**

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

**2/19/04**      **C.02-11-011** - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C) Defendant.  
ALJ Simon

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**ADJOURNMENTS \* RESETTINGS \* HEARINGS CONCLUDED**

ALJ Thomas      **I.02-11-040** - 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,  
**Law and Motion held and no report given**

ALJ Pulsifer      **R.95-04-043** - Order Instituting Rulemaking on the Commission's Own Motion into Competition for Local Exchange Service, and  
**I.95-04-044** - Order Instituting Investigation on the Commission's Own Motion into Competition for Local Exchange Service,  
**Evidentiary Hearing held and continued to February 20**

ALJ Brown      **R.01-10-024 (SDG & E RFP)** - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development,  
**Evidentiary Hearing held and continued to February 20**

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**REMOVALS FROM CALENDAR**

ALJ Barnett      **C.03-12-026** - Jewel L. Dohan, Complainant, vs. SBC Pacific Bell, and IDT America, Corp., Defendants,  
**Expedited Complaint Proceeding Hearing scheduled for February 20 has been removed from the Calendar**

ALJ Barnett      **A.02-05-004 (PHASE 2)** - 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** - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company,  
**Prehearing Conference scheduled for February 24 has been removed from the Calendar**

ALJ Mattson      **A.03-09-008** - In the Matter of the Application of Southern California Gas Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding, and  
**A.03-09-031** - In the Matter of the Application of San Diego Gas & Electric Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding,  
**Prehearing Conference scheduled for March 3 has been removed from the Calendar**

ALJ Barnett      **A.02-05-004 (PHASE 2)** - 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** - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company,  
**Evidentiary Hearing scheduled for March 1 – 18 has been removed from the Calendar**

- ALJ Mattson      **A.03-09-008** - In the Matter of the Application of Southern California Gas Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding, and **A.03-09-031** - In the Matter of the Application of San Diego Gas & Electric Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding, **Prehearing Conference scheduled for July 7 has been removed from the Calendar**
- ALJ Mattson      **A.03-09-008** - In the Matter of the Application of Southern California Gas Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding, and **A.03-09-031** - In the Matter of the Application of San Diego Gas & Electric Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding, **Evidentiary Hearing scheduled for July 12 - 30 has been removed from the Calendar**

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#### NEW SETTINGS

- 3/10/04**  
10:00 a.m.  
ALJ McKenzie  
Comr Lynch      **I.00-03-001 (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**
- 5/7/04**  
10:00 a.m.  
ALJ Mattson  
Comr Wood      **A.00-07-013 (PHC)** - Application of Pacific Gas and Electric Company for Review and Recovery of Costs Recorded in the Electric Restructuring Costs Account (ERCA) for 1999 and Forecast for 2000 and 2001. (U 39 E),  
**Commission Courtroom, San Francisco**
- 7/19/04**  
9:30 a.m.  
ALJ Mattson  
Comr Wood      **A.00-07-013 (EH)** - Application of Pacific Gas and Electric Company for Review and Recovery of Costs Recorded in the Electric Restructuring Costs Account (ERCA) for 1999 and Forecast for 2000 and 2001. (U 39 E),  
**Commission Courtroom, San Francisco**  
**(also July 20 – 23)**

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#### LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judges Sarah R. Thomas and John E. Thorson 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.

- 2/23/04**  
10:00 a.m.      NONE SCHEDULED
- 3/1/04**  
10:00 a.m.      NONE SCHEDULED
- 3/8/04**  
10:00 a.m.      NONE SCHEDULED

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#### FINAL ORAL ARGUMENTS (FOA)

- 2/25/04**      **A.02-09-030 (FOA)** - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER

10:00 a.m. COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Sacramento District to increase revenues by \$8,198,700 in the year 2003; and \$1,955,000 in the year 2004, and  
 ALJ McVicar **A.02-09-031** - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER  
 Comr Wood COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Larkfield District to increase revenues by \$512,800 in the year 2003; and \$96,900 in the year 2004, and  
**A.02-09-032** - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER  
 COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Felton District to increase revenues by \$410,200 in the year 2003; \$101,200 in 2004; and \$31,000 in the year 2005, and  
**A.02-09-033** - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER  
 COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Montara District to increase revenues by \$234,200 in the year 2003; \$38,200 in 2004; and \$45,000 in the year 2005,  
**Commission Auditorium, San Francisco**

**2/25/04** **A.02-05-004 (FOA)** - 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  
 2:00 p.m. -  
 4:00 p.m. **I.02-06-002** - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company,  
 ALJ Wetzell **Commission Auditorium, San Francisco**  
 Comr Wood

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### 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**

**(ECP) = Expedited Complaint Procedure**

**(CA) = Closing Argument**

**(EH) = Evidentiary Hearing**

**(OSC) = Order to Show Cause**

**(LM) = Law & Motion**

**(PPH) = Public Participation Hearing**

**(WS) = Workshop**

**(OA) = Oral Argument**

**(IAM) = Initial Arbitration Meeting**

**(FPH) = Full Panel Hearing**

**(M) = Mediation**

**(AH) = Arbitration Hearing**

**2/20/04** **R.95-04-043 (EH)** - Order Instituting Rulemaking on the Commission's Own Motion into Competition for Local Exchange Service, and  
 9:00 a.m.  
 ALJ Pulsifer **I.95-04-044** - Order Instituting Investigation on the Commission's Own Motion into Competition for Local Exchange Service,  
 Comr Kennedy **Commission Courtroom, San Francisco**  
**(also February 23 - 27)**

**2/20/04** **R.01-10-024 (SDG & E RFP) (EH)** - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development,  
 9:00 a.m.  
 ALJ Brown **Commission Courtroom, San Francisco**  
 Comr Peevey

**2/20/04** **C.03-12-012 (ECP)** - Dean B. Lumibao, Complainant, vs. Verizon Wireless, Defendant,  
 12:00 noon **City Utilities Yard – Administration Conference Room, 949 West 16<sup>th</sup> St., Newport Beach, CA**  
 ALJ Barnett

- 2/23/04**  
2:00 p.m. &  
7:00 p.m.  
ALJ Vieth  
Comr Wood  
**A.03-10-006 (PPH)** - In the matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service by \$15,377,000 or 19.34% in 2004; by \$6,642,000 or 6.98% in 2005; and by \$6,629,700 or 6.51% in 2006 in its Metropolitan Service Area,  
**Bell Gardens Veterans Park – Ross Hall, 6662 Loveland St., Bell Gardens, CA**  
**Also:**  
**2/24/04, 2:00 p.m. & 7:00 p.m., Carson Community Center – Room 107-A, B, & C, 3 Civic Plaza Drive, Carson, CA**
- 2/25/04**  
9:00 a.m.  
ALJ Fukutome  
Comr Lynch  
**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**
- 2/26/04**  
10:00 a.m.  
ALJ Henderson  
Comr Wood  
**I.03-07-009 (EH)** - Investigation for the purpose of establishing a list for the fiscal years 2004-2005 and 2005-2006 of existing and proposed crossings at grade of city streets, county roads or state highways in need of separation, or projects affecting the elimination of grade crossings by removal or relocation of streets or railroad tracks, or existing separations in need of alterations or reconstruction in accordance with Section 2452 of the Streets and Highways Code,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA (also February 27)**
- 2/26/04**  
10:00 a.m.  
ALJ Patrick  
**C.04-01-019 (ECP)** – Luis Fernando Amar, Complainant, vs. SBC Pacific Bell, Defendant,  
**Commission Courtroom, San Francisco**
- 2/27/04**  
10:00 a.m.  
ALJ Galvin  
Comr Kennedy  
**A.03-12-008 (PHC)** - In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY (U 60 W), a corporation, for an order authorizing treatment of net proceeds from real property sales as subject to Public Utilities Code § 790 and for establishment of memorandum accounts to record net sales proceeds,  
**Commission Courtroom, San Francisco**
- 2/27/04**  
10:00 a.m.  
ALJ O'Donnell  
Comr Brown  
**A.04-01-009 (PHC)** – Application of Pacific Gas and Electric Company (U 39 E) for authority to increase revenue requirements to recover the costs to replace steam generators in Units 1 and 2 of the Diablo Canyon Power Plant,  
**Commission Courtroom, San Francisco**
- 3/1/04**  
9:00 a.m.  
ALJ Vieth  
Comr Wood  
**A.03-10-006 (EH)** - In the matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service by \$15,377,000 or 19.34% in 2004; by \$6,642,000 or 6.98% in 2005; and by \$6,629,700 or 6.51% in 2006 in its Metropolitan Service Area,  
**Commission Courtroom, San Francisco (also March 2 – 5)**
- 3/1/04**  
1:00 p.m.  
ALJ TerKeurst  
Comr Lynch  
**I.00-11-001 (PHC)** - Order Instituting Investigation into Implementation of Assembly Bill 970 Regarding the Identification of Electric Transmission and Distribution Constraints, Actions to Resolve Those Constraints, and Related Matters Affecting the Reliability of Electric Supply,  
**Commission Courtroom, San Francisco**
- 3/2/04**  
9:30 a.m.  
ALJ Malcolm  
Comr Peevey  
**R.03-10-003 (PHC)** - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,  
**Commission Auditorium, San Francisco**

- 3/2/04**  
10:00 a.m.  
ALJ Simon  
Comr Brown
- A.03-10-052 (PHC)** - In the Matter of the Application of the City of San Clemente for an order authorizing the construction of five, permanent one-track at-grade crossings and three permanent one-track grade separated crossings and improvement of three existing crossings for the San Clemente Pedestrian Trail, known as the San Clemente Beach Safety Enhancement Project located on the Southern California Regional Rail Authority Orange Subdivision between railroad mile post 204.0 and 206.0 in the City of San Clemente, County of Orange, California,  
**Commission Courtroom, San Francisco**
- 3/2/04**  
10:00 a.m.  
ALJ Henderson  
Comr Wood
- I.03-07-009 (EH)** - Investigation for the purpose of establishing a list for the fiscal years 2004-2005 and 2005-2006 of existing and proposed crossings at grade of city streets, county roads or state highways in need of separation, or projects affecting the elimination of grade crossings by removal or relocation of streets or railroad tracks, or existing separations in need of alterations or reconstruction in accordance with Section 2452 of the Streets and Highways Code,  
**Commission Courtroom, San Francisco**  
**(also March 3)**
- 3/4/04**  
2:00 p.m.  
ALJ Prestidge  
Comr Lynch
- C.04-01-020 (PHC)** - Almond Tree Hulling Co.; Arakelian Farms; Baugher Ranch; Beretta Property Management; Campos Brothers Farms; Central California Almond Growers Association; Central Valley Almond Association, Inc.; CF Koehen & Sons, Inc.; Dairyland Hullers; Farmers Cooperative; Harriet Baldwin; Harris-Woolf Almond Huller; Hashem Naraghi; Hilltop Circle L. Ranch; James M. Paiva; James R. Lewis Orchards Inc.; John Wynn; Minturn Almond Huller Co-OP, Inc.; North State Hulling Co-Op, Inc.; Pacific Almond Co.; Paramount Farms, Inc.; Paramount Farming Company; Parreira Almond Processing Co.; Peter D. Peterson; Stewart and Jasper Orchards; South Valley Farms; Strain Orchards; The Hulling Company, Inc.; TM Duche Nut Co. Inc.; Vernon Paddack; West Valley Hulling/Barry Baker; Xcel Shelling, LLC., Complainants, vs. Pacific Gas and Electric Company, and Does 1 through 100, inclusive, Defendant,  
**Commission Courtroom, San Francisco**
- 3/9/04**  
10:00 a.m.  
ALJ Malcolm  
Comr Lynch
- A.03-07-036 (EH)** - In the Matter of the Application of California American Water Company (U 210 W) for an order authorizing it to increase its rates for water service in its Los Angeles Division to increase revenues by \$1,354,500 or 7.56% in the year 2004, \$842,100 or 4.86% in the year 2005, and \$1,052,000 or 5.22% in 2006,  
**Commission Courtroom, San Francisco**
- 3/10/04**  
10:00 a.m.  
ALJ McKenzie  
Comr Lynch
- I.00-03-001 (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**
- 3/11/04**  
2:00 p.m. &  
7:00 p.m.  
ALJ Thorson  
Comr Kennedy
- A.03-10-017 (PPH)** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its South San Francisco District, and  
**A.03-10-018** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Stockton District, and  
**A.03-10-019** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Mid-Peninsula District, and  
**A.03-10-020** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District, and  
**A.03-10-021** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Bakersfield District, and  
**A.03-10-031** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District (excluding the service areas of the County Meadows Mutual Water System and the Indian Springs Mutual Water System),  
**Kern County Library – Auditorium, 701 Truxtun Avenue, Bakersfield, CA**

- 3/16/04**  
10:00 a.m.  
ALJ Simon  
Comr Wood  
**A.03-12-016 (PHC)** - Application of San Diego Gas & Electric Company (U 902 E) for a Permit to Construct the Mira Sorrento Substation,  
**Commission Courtroom, San Francisco**
- 3/17/04**  
9:00 a.m.  
ALJ Gottstein  
Comr Kennedy  
**R.01-08-028 (WS)** - Order Instituting Rulemaking to Examine the Commission's Future Energy Efficiency Policies, Administration and Programs,  
**Commission Courtroom, San Francisco**  
**(also March 18)**
- 3/17/04**  
10:00 a.m.  
ALJ Patrick  
**C.04-02-009 (ECP)** - Mary Ann and Richard Dal Porto, Complainants, vs. SBC Pacific Bell, Defendant,  
**Commission Courtroom, San Francisco**
- 3/17/04**  
2:00 p.m. &  
7:00 p.m.  
ALJ Vieth  
Comr Peevey  
**A.03-10-057 (PPH)** - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,  
**Rancho Cordova Neighborhood Center, Community Room A & B, 10665 Coloma Rd., Rancho Cordova, CA**
- 3/19/04**  
10:00 a.m. -  
12:00 p.m.  
ALJ Thorson  
Comr Kennedy  
**A.03-10-017 (PHC)** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its South San Francisco District, and  
**A.03-10-018** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Stockton District, and  
**A.03-10-019** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Mid-Peninsula District, and  
**A.03-10-020** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District, and  
**A.03-10-021** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Bakersfield District, and  
**A.03-10-031** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District (excluding the service areas of the County Meadows Mutual Water System and the Indian Springs Mutual Water System),  
**Commission Courtroom, San Francisco**
- 3/22/04**  
3:00 p.m. -  
5:00 p.m.  
ALJ Thorson  
Comr Kennedy  
**A.03-10-017 (WS)** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its South San Francisco District, and  
**A.03-10-018** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Stockton District, and  
**A.03-10-019** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Mid-Peninsula District, and  
**A.03-10-020** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District, and  
**A.03-10-021** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Bakersfield District, and  
**A.03-10-031** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District (excluding the service areas of the County Meadows Mutual Water System and the Indian Springs Mutual Water System),  
**Commission Room 5012, San Francisco**

- 3/23/04**  
9:00 a.m. -  
3:00 p.m.  
ALJ Thorson  
Comr Kennedy
- A.03-10-017 (EH)** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its South San Francisco District, and  
**A.03-10-018** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Stockton District, and  
**A.03-10-019** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Mid-Peninsula District, and  
**A.03-10-020** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District, and  
**A.03-10-021** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Bakersfield District, and  
**A.03-10-031** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District (excluding the service areas of the County Meadows Mutual Water System and the Indian Springs Mutual Water System),  
**Commission Courtroom, San Francisco**  
**(also March 24 – 26 and March 29 - 30)**
- 3/23/04**  
10:00 a.m.  
ALJ Koss  
Comr Brown
- C.03-07-040 (EH)** - City of Anaheim, Complainant, vs. Union Pacific Railroad Company, Defendant,  
**Commission Courtroom, San Francisco**
- 3/25/04**  
5:30 p.m.  
ALJ Malcolm  
Comr Kennedy
- A.03-03-043 (PHC)** - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for a Permit to Construct Electrical Facilities With Voltages Between 50 kV and 200 kV: Viejo System Project,  
**Mission Viejo City Hall Council Chamber, 200 Civic Center, Mission Viejo, CA**
- 3/26/04**  
12:00 noon  
ALJ Barnett
- C.03-12-025 (ECP)** - Sergio A. Rojo, Complainant, vs. AT & T Wireless, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 3/29/04**  
10:00 a.m.  
ALJ TerKeurst  
Comr Lynch
- I.02-11-040 (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  
**I.03-02-033** - 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 30, April 1 - 2; April 5 – 9; April 19 – 23; and April 26 - 30)**
- 4/5/04**  
9:00 a.m.  
ALJ Wong  
Comr Peevey
- A.03-08-004 (EH)** - Application of Pacific Gas and Electric Company for Adoption of its 2004 Energy Resource Recovery Account (ERRA) Forecast Revenue Requirement, for Review of Contract Administration, Least Cost Dispatch and Procurement Activities during the Record Period January 1, 2003, Through May 31, 2003, and for Approval of its 2004 Ongoing Competition Transition Charges (CTC) Revenue Requirement and Proposed Rate Design. (U 39 E),  
**Commission Courtroom, San Francisco**  
**(also April 6 - 8)**
- 4/7/04**  
11:00 a.m.  
ALJ Malcolm  
Comr Peevey
- R.03-08-018 (PHC)** - Order Instituting Rulemaking to Review Policies Concerning Intrastate Carrier Access Charges,  
**Commission Courtroom, San Francisco**

- 4/8/04**  
10:00 a.m.  
ALJ Bushey  
Comr Brown  
**R.03-09-005 (OA)** - Order Instituting Rulemaking on the Commission's Own Motion to Evaluate Existing Practices and Policies for Processing General Rate Cases and to Revise the General Rate Case Plan for Class A Water Companies,  
**Commission Courtroom, San Francisco**
- 4/12/04**  
9:30 a.m.  
ALJ Simon  
Comr Kennedy  
**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, and  
**A.03-07-049** - 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** - 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 Courtroom, San Francisco**  
**(also April 13 - 16)**
- 4/12/04**  
10:00 a.m.  
ALJ Fukutome  
Comr Peevey  
**A.03-10-022 (Reasonableness Phase) (EH)** - Application of Southern California Edison Company (U 338-E) For Approval of its 2004 Revenue Requirement and Related Estimates Under the Energy Resource Recovery Account (ERRA); And For a Commission Finding that its Procurement-Related and Other Operations were Reasonable for the Record Period September 1, 2001 Through June 30, 2003,  
**Commission Courtroom, San Francisco**  
**(also April 13 - 16)**
- 4/13/04**  
9:00 a.m.  
ALJ Vieth  
Comr Peevey  
**A.03-10-057 (EH)** - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,  
**Commission Courtroom, San Francisco**  
**(also April 14 - 15)**
- 4/16/04**  
10:00 a.m. -  
12:00 p.m.  
ALJ Thorson  
Comr Brown  
**I.03-10-038 (PHC)** - Investigation on the Commission's Own Motion into the Operations and Practices of the Conlin-Strawberry Water Co. Inc. (U-177-W), and its Owner/Operator, Danny T. Conlin; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the Superior Court for a Receiver to Assume Possession and Operation of the Conlin-Strawberry Water Co. Inc. pursuant to the California Public Utilities Code Section 855,  
**Commission Courtroom, San Francisco**
- 4/19/04**  
9:00 a.m.-  
3:00 p.m.  
ALJ Thorson  
Comr Brown  
**I.03-10-038 (EH)** - Investigation on the Commission's Own Motion into the Operations and Practices of the Conlin-Strawberry Water Co. Inc. (U-177-W), and its Owner/Operator, Danny T. Conlin; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the Superior Court for a Receiver to Assume Possession and Operation of the Conlin-Strawberry Water Co. Inc. pursuant to the California Public Utilities Code Section 855,  
**Commission Courtroom, San Francisco**  
**(also April 20 - 23)**
- 4/20/04**  
9:30 a.m.  
ALJ Simon  
Comr Brown  
**C.03-10-030 (EH)** - U.S. TelePacific Corp. (U-5721-C), Complainant, vs. Verizon California, Inc. (U-1002-C), Defendant,  
**Commission Courtroom, San Francisco**
- 4/21/04**  
10:00 a.m.  
ALJ Koss  
Comr Peevey  
**C.03-08-030 (EH)** - County of Los Angeles, Complainant, vs. Union Pacific Railroad Company, Defendant,  
**Commission Courtroom, San Francisco**

- 4/26/04**  
10:00 a.m.  
ALJ Walker  
Comr Brown  
**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 April 27 - 30)**
- 5/4/04**  
2:00 p.m.  
ALJ Barnett  
Comr Wood  
**C.01-09-011 (PHC)** - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant, and  
**C.01-01-032** - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant,  
**Commission Courtroom, San Francisco**
- 5/7/04**  
10:00 a.m.  
ALJ Mattson  
Comr Wood  
**A.00-07-013 (PHC)** - Application of Pacific Gas and Electric Company for Review and Recovery of Costs Recorded in the Electric Restructuring Costs Account (ERCA) for 1999 and Forecast for 2000 and 2001. (U 39 E),  
**Commission Courtroom, San Francisco**
- 5/12/04**  
9:00 a.m.  
ALJ Wong  
Comr Peevey  
**A.03-08-004 (EH)** - Application of Pacific Gas and Electric Company for Adoption of its 2004 Energy Resource Recovery Account (ERRA) Forecast Revenue Requirement, for Review of Contract Administration, Least Cost Dispatch and Procurement Activities during the Record Period January 1, 2003, Through May 31, 2003, and for Approval of its 2004 Ongoing Competition Transition Charges (CTC) Revenue Requirement and Proposed Rate Design. (U 39 E),  
**Commission Courtroom, San Francisco**  
**(also May 13 - 14)**
- 5/24/04**  
10:00 a.m.  
ALJ Malcolm  
Comr Peevey  
**R.03-10-003 (EH)** - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,  
**Commission Courtroom, San Francisco**  
**(also May 25 - 27)**
- 5/25/04**  
10:00 a.m.  
ALJ Long  
Comr Wood  
**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** - 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** - 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**
- 6/1/04**  
9:30 a.m.  
ALJ Long  
Comr Wood  
**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** - 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** - 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 June 2 – 4 and June 7 - 11)**
- 6/7/04**  
10:00 a.m.  
ALJ TerKeurst  
Comr Lynch  
**I.00-11-001 (EH)** - Order Instituting Investigation into Implementation of Assembly Bill 970 Regarding the Identification of Electric Transmission and Distribution Constraints, Actions to Resolve Those Constraints, and Related Matters Affecting the Reliability of Electric Supply,  
**Commission Courtroom, San Francisco**  
**(also June 8 – 11 and June 14 – 18)**

- 6/7/04**  
10:00 a.m.  
ALJ O'Donnell  
Comr Brown
- R.03-03-017 (EH)** - 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** - 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** - 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**  
**(also June 8 – 11 at 9:30 a.m.)**
- 6/8/04**  
10:00 a.m.  
ALJ Galvin  
Comr Peevey
- A.03-12-010 (EH)** - Application of San Diego Gas & Electric Company (U 902 E) for a Finding of Prudence Regarding its Power Procurement Activities, and for Approval of Expenses Recorded to the Electric Resource Recovery Account,  
**Commission Courtroom, San Francisco**  
**(also June 9 at 9:00 a.m.)**
- 6/14/04**  
9:30 a.m.  
ALJ Duda  
Comr Peevey
- R.93-04-003 (Verizon UNE Phase) (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** - Investigation on the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks,  
**Commission Courtroom, San Francisco**  
**(also June 15 - 18)**
- 7/19/04**  
9:30 a.m.  
ALJ Mattson  
Comr Wood
- A.00-07-013 (EH)** - Application of Pacific Gas and Electric Company for Review and Recovery of Costs Recorded in the Electric Restructuring Costs Account (ERCA) for 1999 and Forecast for 2000 and 2001. (U 39 E),  
**Commission Courtroom, San Francisco**  
**(also July 20 – 23)**

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**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

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

NONE

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**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.

1/30/04	I02-11-040	Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas & Electric Company, Southwest Gas Company, Pacific Gas and Electric Company, and Southern California Edison Company and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001.
	I03-02-033	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.

**Summary:** On January 27, 2004, Bruce Foster, Vice President of Southern California Edison Company (SCE), met with Roosevelt Grant, advisor to Pres. Peevey, in San Francisco. Also present were Brian Prusnek, advisor to Cmmr. Kennedy, Manuel Ramirez, advisor to Cmmr. Wood, Belinda Gatti, advisor to Cmmr. Brown, Douglas K. Porter, Senior Counsel for SCE, and Dr. Paul Carpenter and Steve Levine, Principals for The Brattle Group. Written materials (attached under seal) that include information subject to the protective order in this proceeding were used. Dr. Carpenter and Levine summarized the testimony prepared by The Brattle Group that was filed on December 10.

**Filer: Southern California Edison Company**

**Contact: Henry Romero**

**Phone: (626) 302-4124**

**email: henry.romero@sce.com**

2/9/04	R95-04-043	Order instituting rulemaking on the Commission's own motion into competition for local exchange service.
	I95-04-044	Order instituting investigation on the Commission's own motion into competition for local exchange service.

**Summary:** On February 4, 2004, Rose Johnson, Regulatory Affairs Vice President, AT&T Communications of California, Inc. (AT&T), met with Cmmr. Kennedy in San Francisco. Also present were Tim Sullivan and Karl Bemdeserfer, advisors to Cmmr. Kennedy, and Greg Hoffman, Senior Attorney, and Melissa Waksman, Director, for AT&T. Written material (filed under seal with AT&T's motion to file under seal) was used. AT&T representatives provided an overview of the issues in the mass market switching proceeding and explained that application of the 'triggers' involves more than a counting exercise, and that the Federal Communications Commission's Triennial Review Order requires that certain factors be considered in determining whether a trigger has been met. AT&T explained that the finding of impairment cannot be lifted in the markets at issue in California.

**Filer: AT&T Communications of California, Inc.**

**Contact: Doretta Dea**

**Phone: (415) 442-2985**

2/9/04	A03-06-040	Southern California Gas Company (U 904-G), in compliance with Resolution G-3334 for a System of Firm, Tradable Receipt Point Capacity Rights and related provisions.
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**Summary:** On February 4, 2004, Bill Bogaard, Mayor of the City of Pasadena (City), sent a letter (attached to the notice) to Pres. Peevey and Cmmrs. Wood, Lynch, Brown and Kennedy. The letter supports vacating D01-12-018.

**Filer: City of Pasadena**

**Contact: Rosemarie McBride**

**Phone: (213) 430-2505**

**email: rmcbride@hanmor.com**

**Summary:** On February 5, 2004, John Leslie, attorney for Coral Energy Resources, L.P. (Coral), met with Trina Horner, advisor to Cmmr. Lynch, and Roosevelt Grant, advisor to Pres. Peevey, in two separate

meetings in San Francisco. At the meeting with Trina Horner also present was Manuel Ramirez, advisor to Cmmr. Wood. Angela Olaveson, Manager of Gas Operations for Coral, participated in both meetings. Written materials consisting of a copy of Coral's comments and a chart (attached to the notice) were used. Leslie stated that Coral generally supports the establishment of firm, tradeable capacity rights. Leslie stated, however, that the terms of the Comprehensive Settlement Agreement (CSA) are 'stale' and are not appropriate for implementation at this time. Olaveson stated that if the CSA were to be implemented, Coral would have to re-negotiate the terms and conditions of its gas supply contracts with noncore customers and that this effort is not justified in view of changed circumstances and in view of the short duration of the CSA terms. Olaveson noted that some of the underlying bases for the CSA no longer exist. Leslie discussed generally how the Phase 1 and Phase 2 proposals in the newly opened R04-01-025 will affect provisions of the CSA. Leslie suggested that the Commission could either reject the proposed decision or adopt the alternate that grants the October 23 petition for modification of D01-12-018.

**Filer: Coral Energy Resources L.P.**

**Contact: Julie Stuart**

**Phone: (619) 235-3536**

**email: jstuart@luce.com**

**Summary:** On February 5, 2004, John Leslie, attorney for Coral Energy Resources, L.P. (Coral), met with Brian Prusnek, advisor to Cmmr. Kennedy, in San Francisco. Also present was Angela Olaveson, Manager of Gas Operations for Coral. Written materials consisting of a copy of Coral's comments and a chart (attached to the notice) were used. Leslie stated that the terms of the Comprehensive Settlement Agreement (CSA) are 'stale' and are not appropriate for implementation in the current environment. Olaveson stated that if the CSA were to be implemented, Coral would have to re-negotiate the terms and conditions of its gas supply contracts with noncore customers and that this effort is not justified in view of changed circumstances and in view of the short duration of the CSA terms. Leslie discussed how the Phase 1 and Phase 2 proposals in the newly opened R04-01-025 will affect provisions of the CSA. Leslie suggested that the CSA can be used as a starting point for the Commission's consideration of the structural changes that have been proposed in R04-01-025.

**Filer: Coral Energy Resources L.P.**

**Contact: Julie Stuart**

**Phone: (619) 235-3536**

**email: jstuart@luce.com**

2/10/04	R95-04-043	Order instituting rulemaking on the Commission's own motion into competition for local exchange service.
	I95-04-044	Order instituting investigation on the Commission's own motion into competition for local exchange service.

**Summary:** On February 10, 2004, Mark Berry, Associate Director, Pacific Bell Telephone Company dba SBC California (SBC), sent a letter (attached to the notice) to Lester Wong, advisor to Cmmr. Peevey. The letter concerned the DALIS proceeding.

**Filer: Pacific Bell Telephone Company dba SBC California**

**Contact: Claudia Barros**

**Phone: (415) 542-3820**

2/10/04	A02-05-004	Southern California Edison Company (U 338-E), for Authority to Increase, among other things, its Authorized Revenues for Electric Service in 2003, and to Reflect that Increase in Rates.
	I02-06-002	Investigation on the Commission's own motion into the rates, operations, practices, services and facilities of Southern California Edison Company.

**Summary:** On February 5, 2004, William H. Booth, counsel for the California Large Energy Consumers Association (CLECA), met with David Gamson, advisor to Cmmr. Brown, and Julie Fitch, advisor to Cmmr. Peevey, in two separate meetings in San Francisco. At the meeting with Julie Fitch also present was Brian Prusnek, advisor to Cmmr. Kennedy. Barbara Barkovich, consultant for CLECA, participated in both meetings. Booth and Dr. Barkovich discussed their concerns about the current rate levels for Southern California Edison Company's (SCE) large power bundled service customers, noting that current rates are still 70% to 80% above pre-crisis levels. Booth and Dr. Barkovich described the several cost allocation changes that have occurred since the last fully litigated cost allocation for SCE and stated that

many of such changes disadvantage large power customers. Booth and Dr. Barkovich also stated their concerns regarding proposals to reduce the incentive paid to interruptible service customers.

**Filer: California Large Energy Consumers Association**

**Contact: Christie Dable**

**Phone: (925) 296-2463**

**email: cbooth@booth-law.com**

2/10/04	A01-02-024	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled switching in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D99-11-050.
	A01-02-035	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled loops in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D.99-11-050.
	A02-02-031	Telephone Connection Local Services, LLC (U5522-C), for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in its Second Annual Review of Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.
	A02-02-032	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and signaling Networks and Call-Related Databases in its Second Annual Review of Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.
	A02-02-034	Pacific Bell Telephone Company (U 1001 C), for the Commission to Re-Examine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs pursuant to D99-11-050.
	A02-03-002	XO California, Inc. (U 5553 C), for the Commission to Re-Examine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops provided by Pacific Bell Telephone Company, as and for the Commission's Second Triennial Review of Recurring Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.

**Summary:** On February 5, 2004, David Miller, Senior Attorney, AT&T Communications of California, Inc. (AT&T), met with Cmmr. Wood in San Francisco. Also present was Melissa Waksman, Regulatory Affairs Director, for AT&T. Written materials (attached to the notice) were used. Miller discussed the advantages of the HM 5.3 model and the need for the Commission to adopt lower UNE rates for SBC. Johnson explained that SBC's current rates are too high and that, given costs in California, SBC's rates should be decreased.

**Filer: AT&T Communications of California, Inc.**

**Contact: Doretta Dea**

**Phone: (415) 442-2985**

2/13/04	R01-10-024	Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development.
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**Summary:** On February 10, 2004, Nancy Rader, Executive Director of the California Wind Energy Association (CalWEA), met with Cmmr. Kennedy in San Francisco. Also present were Brian Prusnek, advisor to Cmmr. Kennedy, Mauri Miller, a member of, and Joseph Karp of White & Case LLP, attorney for, CalWEA. CalWEA representatives discussed the primary concerns to be addressed by the Commission regarding standard contract terms and conditions in the proceeding, including the appropriate valuation of as-available capacity and repowering of existing wind generators.

**Filer: California Wind Energy Association**

**Contact: Enoch H. Chang**

**Phone: (415) 544-1100**

**email: echang@whitecase.com**

2/13/04

I99-06-005

Order to show cause why Burlington Northern Santa Fe Railway Company the Union Pacific Railroad Company should not be ordered to comply with California Labor Code Section 6906.

**Summary: LATE FILED.** On February 9, 2004, Joe Mascovich of the Union Pacific Railroad Company (UP) met with Cmmr. Lynch in San Francisco. Also present were Trina Horner, advisor to Cmmr. Lynch, and Carol Harris, for UP. UP representatives discussed the decision issued on October 21, 2003 by the Third Appellate District in Case C041233 in response to Respondents' petition for writ of review. UP representatives provided their views concerning the legal effect of this decision which annulled the Commission's decision D01-10-066.

**Filer: Union Pacific Railroad Company**

**Contact: Carol A. Harris**

**Phone: (415) 541-7011**

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