
Public Utilities Commission of the State of California

Results of Public Agenda 3216

Meeting Held on Thursday, June 26, 2008 10:00 a.m.

San Francisco, California

Commissioners

Michael R. Peevey, President

John A. Bohn

Rachelle B. Chong

Dian M. Grueneich

Timothy Alan Simon

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

Scheduled Commission Meetings

505 Van Ness Avenue, San Francisco

| <i>Ratesetting Deliberative Meeting*</i> Room 5305 (1:30 p.m.) <i>Closed to the Public</i> | <i>Commission Meeting</i> Auditorium (10 a.m.) <i>Open to the Public</i> |
|---|---|
| Monday, July 28, 2008 (San Francisco) | Thursday, July 10, 2008 (San Francisco) |
| Monday, August 18, 2008 (San Francisco) | Thursday, July 31, 2008 (San Francisco) |
| Friday, August 29, 2008 (San Francisco) | Thursday, August 21, 2008 (San Francisco) |
| Monday, September 15, 2008 (San Francisco) | Thursday, September 04, 2008 (San Francisco) |
| Monday, September 29, 2008 (San Francisco) | Thursday, September 18, 2008 (San Francisco) |

**Ratesetting Deliberative Meeting dates are reserved as noted but will be held only if there are ratesetting matters to be considered and a Commissioner has requested that a Ratesetting Deliberative Meeting be held.*

For further information contact the Public Advisor
(415) 703-2074 E-mail: public.advisor@cpuc.ca.gov



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PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda; these are **HEX** and **EX** items.
-

Public Comment:

Consent Agenda

Items shown on the Consent Agenda will be taken up and voted on as a group in one of the first items of business of each Commission meeting. Items may be removed from the Consent Agenda for discussion on the Regular Agenda at the request of any Commissioner prior to the meeting.

Orders and Resolutions

1

Res ALJ 176-3216

[7686]

Ratification of preliminary determination of category for proceedings initiated by application. The preliminary determinations are pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure.

Outcome Approved

Res ALJ 176-3216

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

2

Res ROSB-002

[7488]

This resolution approves a citation program under the administration of the Director of the Consumer Protection and Safety Division for enforcing compliance with certain General Orders and other requirements for railroad carriers operating in California such as those for walkways, clearances, notification of hazardous materials release, and certain railroad operating rules agreed to by the Union Pacific Railroad Company and BNSF Railway Company.

Agenda 3213, Item 4 5/15/2008 (Staff);

Agenda 3215, Item 2 6/12/2008 (Staff)

Outcome Held (7/10/08, Consent Agenda. Further review.)

Yes: (none)

No: (none)

Abstain: (none)

Absent: (none)

3

[7557]

Res L-360

This resolution authorizes the disclosure of certain records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of an October 21, 2007, wildfire that ignited in San Diego County, California.

Agenda 3213, Item 15 5/15/2008 (Staff);

Agenda 3214, Item 5 5/29/2008 (Staff);

Agenda 3215, Item 3 6/12/2008 (Chong)

Outcome Approved

[Res L-360](#)

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

4

[7639]

R08-03-008 - Order Instituting Rulemaking regarding policies, procedures and rules for the California Solar Initiative, the Self-Generation Incentive Program and other distributed generation issues.

This decision grants in part and otherwise denies a petition for modification of Decision 06-01-024 jointly filed by the California Center for Sustainable Energy (CCSE) the California Solar Energy Industries Association (CALSEIA) regarding a \$3 million pilot program for solar water heating incentives. The request by CCSE and CALSEIA to extend the duration of the pilot is granted, but their request to offer incentives to customers of Pacific Gas and Electric Company and Southern California Edison Company is denied. The petition is denied in all other respects. The decision also grants a motion filed by CCSE to allow it to modify its pilot program to offer solar water heating incentives to residential and commercial new construction projects.

(Comr Peevey - ALJ Duda)

Outcome Signed

[D08-06-029](#)

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

5

[7641]

R06-10-005 - Order Instituting Rulemaking to consider the adoption of a General Order and procedures to implement the Digital Infrastructure and Video Competition Act of 2006.

This decision amends General Order 169 to establish a procedure for granting extensions to build-out deadlines, capping a franchisee's bonding requirement, and requiring the submission of data on broadband following the Federal Communications Commission reporting standards. This proceeding is closed.

(Comr Chong - ALJ Sullivan)

Outcome Held (7/10/08, Consent Agenda. Further review.)

Yes: (none)

No: (none)

Abstain: (none)

Absent: (none)

6 (Rev.)

[7643]

C07-12-008 - Tesoro Refining and Marketing Company (Complainant) vs. Southern California Edison Company (Defendant).

Decision determines that, if requested, Southern California Edison Company (SCE) must (1) perform a retail service study for the Los Angeles Refinery (Refinery) owned and operated by Tesoro Refining and Marketing Company and (2) provide the Refinery's full requirements for electric power; the Refinery, located on property that spans the border between the service territories of SCE and the Los Angeles Department of Public Works, receives service from both of them at present but at different voltages. This proceeding is closed.

(Comr Peevey - ALJ Vieth)

06/25/2008 - This revision was not shown on the Agenda mailed to the public.

Outcome Signed

[D08-06-030](#)

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

7

[7648]

Res ALJ-220

This resolution affirms in part Field Citation 5165 issued to DMK International Inc. dba New Life Charters and directs Ms. Tishab Sanders to pay a fine of \$5,500.

Outcome Approved

[Res ALJ-220](#)

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

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- 8**
[7656] **Res E-4173 - Southern California Edison Company (SCE).**
This resolution allows SCE to change Rule 18 to permit its master-metered customers at the Port of Long Beach and the Port of Hueneme to sub-meter cold-ironing load. The change to Rule 18 is granted in lieu of SCE's proposed deviation to the rule. (Advice Letter 2231-E filed April 1, 2008)
Outcome Approved
[Res E-4173](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)
- 9**
[7657] **Res L-365**
This resolution authorizes the disclosure of certain records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of an electrical incident that occurred on April 16, 2008, on U.S. Highway 395 in Adelanto, California.
Outcome Approved
[Res L-365](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)
- 10**
[7658] **A05-02-004 - Southern California Water Company (SCWC).**
For an order authorizing SCWC to increase rates for water service for years 2006, 2007, and 2008, in its Region III Service Area. This decision addresses the limited rehearing granted in Decision 06-11-020 on the issue of correcting 2005 gross capital additions. This proceeding is closed. (Comr Grueneich - ALJ Bushey)
Outcome Held (7/31/08, Consent Agenda.)
Yes: (none)
No: (none)
Abstain: (none)
Absent: (none)

11

[7659]

Res L-366

This resolution authorizes the disclosure of certain records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of a June 24, 2005, electrical incident involving Asplundh Tree Trimming Experts Company and Southern California Edison Company that occurred at 3506 Puente Avenue, Baldwin Park, California.

Outcome Approved[Res L-366](#)

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

12

[7660]

R08-01-025 - Order Instituting Rulemaking to consider annual revisions to local procurement obligations and refinements to the resource adequacy program.

This decision adopts local procurement obligations for 2009 applicable to Commission jurisdictional electric load-serving entities. These procurement obligations are based on a study of local capacity requirements for 2009 performed by the California Independent System Operator. In addition, the Commission approves and adopts certain proposed resource adequacy (RA) program refinements. The Commission simplifies the rule for counting the capacity of a new resource by focusing on the resource's commercial operation date, and the Commission approves proposed clarifications and modifications to the rules for counting the capacity of qualifying facility resources. The Commission also approves and adopts modifications to the RA compliance reporting procedure that includes a provision for electronic compliance reporting.

(Comr Peevey - ALJ Wetzell)

Outcome Signed[D08-06-031](#)

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

- 13**
[7664] **I07-07-006 - Investigation for the purpose of establishing a list for the fiscal years 2008-2009 and 2009-2010 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 separation in need of alterations or reconstruction in accordance with Section 2452 of the Streets and Highways Code.**

This interim decision establishes the California grade separation priority list for fiscal year 2008-2009, as required by section 2452 of the streets and Highways Code. In accordance with the Commission's adopted procedure, the Commission orders Investigation 07-07-006 to remain open until the Commission issues the Commission's final decision establishing the grade separation priority list for Fiscal Year 2009-2010.

(Comr Simon - ALJ Ryerson)

Outcome Signed

[D08-06-032](#)

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

- 14**
[7667] **Res G-3418 - California Energy Commission (CEC).**
This resolution approves the CEC report, Proposed Program Plan and Funding Request for Fiscal Year 2008-2009, Natural Gas Public Interest Research Program, pursuant to California Public Utilities Commission Decision 04-08-010.

Outcome Approved

[Res G-3418](#)

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

- 15**
[7671] **C07-01-007 - Harbor City Estates, LLC vs. Southern California Gas Company.**
This decision grants an extension of six months to the statutory deadline for resolution of this proceeding to allow for the drafting of a Presiding Officer's Decision, and to allow the Commission to consider any appeals or requests for review.

(Comr Bohn - ALJ Kolakowski)

Outcome Signed

[D08-06-033](#)

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

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- 16**
[7676] **Res W-4691 - California Water Service Company – Livermore District.**
This resolution authorizes a rate base offset increase producing an increase in gross annual revenues of \$136,820 or 1.19%. (Advice Letter (AL) 1842 filed December 13, 2007 and AL 1842-A filed May 20, 2008)
Outcome Approved
[Res W-4691](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)
- 17**
[7677] **A08-01-030 - Sacramento Regional Transit District (Applicant).**
This decision grants Applicant's request to remove and relocate the at-grade highway-rail crossings at Evergreen Street in the City of Sacramento. This proceeding is closed.
(Exam Clark)
Outcome Signed
[D08-06-034](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)
- 18**
[7678] **A07-03-018 - Southern California Regional Rail Authority (Applicant).**
This decision grants Applicant's request to keep open the existing unauthorized at-grade pedestrian-railroad crossing at the Pomona Metrolink Station, in the City of Pomona, Los Angeles County. This proceeding is closed.
(Exam Clark)
Outcome Signed
[D08-06-035](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)

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- 19**
[7688] **C07-08-033 - Utility Consumers' Action Network vs. AT&T Mobility LLC dba New Cingular Wireless PCS, LLC, fka Cingular Wireless and related entities collectively "AT&T"**
This decision extends the 12-month statutory deadline pursuant to Public Utilities Code § 1701.2(d) to May 29, 2009.
(Comr Simon - ALJ Walwyn)
Outcome Signed
[D08-06-036](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)
- 20**
[7689] **Res W-4692 - Las Flores Water Works.**
This resolution authorizes a general rate increase producing additional annual revenues of \$2,015 or 7.8% for test year 2008.
Outcome Approved
[Res W-4692](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)
- 21**
[7690] **Res W-4697 - Del Oro Water Company, Ferndale District.**
This resolution authorizes a general rate increase producing additional annual revenue of \$79,734 or 19.56% in 2008.
Outcome Approved
[Res W-4697](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)
- 22**
[7691] **Res W-4693 - Mira Monte Water Company.**
This resolution authorizes a general rate increase producing additional annual revenues of \$1,655 or 7.5% for test year 2008.
Outcome Approved
[Res W-4693](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)
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- 23**
[7692] **A08-01-019 - Del Oro Water Company (Applicant).**
This decision grants Applicant a certificate of public convenience and necessity, to acquire the Mt. Lassen Woods subdivision water system, and to establish initial rates for service. This proceeding is closed.
(Exam Kahlon)
Outcome Signed
[D08-06-037](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)
- 24**
[7693] **Res W-4694 - Vista Grande Water System.**
This resolution authorizes a general rate increase producing additional annual revenues of \$21,028 or 44.5% for test year 2008.
Outcome Approved
[Res W-4694](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)
- 25**
[7695] **Res W-4695 - Wendell Water Company.**
This resolution authorizes a general rate increase producing additional annual revenue of \$8,633 or 95% in 2008.
Outcome Approved
[Res W-4695](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)

- 26**
[7697] **A08-05-010 - Pacific Gas and Electric Company (PG&E) and City of Shasta Lake (City) (together as Applicants).**
This decision grants Applicants' request for an order pursuant to Public Utilities Code Section 851 authorizing PG&E to grant a permanent, non-exclusive easement to the City for the installation, maintenance, and use of a sewer pipeline and associated appurtenances on a portion of PG&E's property, commonly known as the Keswic-Cascade Utility Corridor, located in the City, County of Shasta. This proceeding is closed.
(Comr Grueneich - ALJ Sullivan)
Outcome Signed
[D08-06-038](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)
- 27**
[7702] **A07-12-003 - La Class Transportation, LLC (Applicant).**
For a certificate of public convenience and necessity to operate as an on-call passenger stage corporation. This decision authorizes Applicant to operate as a passenger stage corporation between San Diego International Airport and other points in the City of San Diego, on the one hand, and points in Los Angeles, Orange, Riverside, and San Diego Counties, on the other hand; and to establish a zone of rate freedom. This proceeding is closed.
(Exam Clark)
Outcome Signed
[D08-06-039](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)
- 28**
[7705] **A08-01-008 - Sarwan Singh Japra dba California Express Shuttle (Applicant).**
The decision authorizes Applicant to operate as a passenger stage corporation between points in Alameda, Contra Costa, Marin, San Francisco, San Mateo, Santa Clara, and Solano Counties, on the one hand, and San Francisco, Oakland, and San Jose International Airports, on the other hand; and to establish a zone of rate freedom.
This proceeding is closed.
(Exam Clark)
Outcome Signed
[D08-06-040](#)
Yes: (Bohn , Chong, Grueneich, Peevey, Simon)
No: (none)
Abstain: (none)
Absent: (none)

32

Res E-4177 - Pacific Gas and Electric Company (PG&E).

[7711]

This resolution approves PG&E's conformed 2006 Long Term Procurement Plan and its revised Electricity and Gas Hedging Plan. (Advice Letter 3233-E filed March 19, 2008 and AL 3233-E-A filed May 12, 2008)

Outcome Approved

Res E-4177

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

Intervenor Compensation Orders
33

[7559]

A05-12-011 - PacifiCorp.

For permit to construct the Line 75 115kV Conversion Project pursuant to General Order 131-D. A07-01-046 - Related matters. This decision grants the request of Don and Judy Mackintosh (the Mackintoshes) for intervenor compensation for their claimed contribution to Decision (D.) 07-03-043 and D.06-10-047. While the Mackintoshes request \$267,600.78 in compensation, for various reasons set forth herein, the Commission reduces that amount by \$53,258.68, and awards \$214,342.10.

(Comr Peevey - ALJ Thomas)

Agenda 3213, Item 17 5/15/2008 (Staff);

Agenda 3214, Item 6 5/29/2008 (Peevey)

Outcome Held (On Comr. Bohn's motion, voted 5-0 to hold this item to 7/10/08 for further consideration.

)

Yes: (none)

No: (none)

Abstain: (none)

Absent: (none)

34

[7629]

A04-12-008 - Southern California Edison Company (SCE).

For a certificate of public convenience and necessity concerning the Antelope-Vincent 500 kV (Segment 2) and Antelope-Tehachapi 500 kV and 220 kV (Segment 3) Transmission Projects as required by Decision 04-06-010 and as modified by subsequent Assigned Commissioner Ruling. This decision awards to Leona Valley Residents and Leona Valley Town Council (collectively, Leona Valley) \$11,641.75 in compensation for their substantial contributions to Decision 07-03-045. This represents a decrease of \$3,877.50 [or 25%] from the amount requested of \$15,519.25, plus interest from July 25, 2007. This award will be allocated to SCE. This proceeding is closed.

(Comr Grueneich - ALJ Kolakowski)

Agenda 3214, Item 23 5/29/2008 (Peevey)

Outcome Signed

D08-06-043

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

35
[7703]

A06-08-026 - Southern California Gas Company, San Diego Gas & Electric Company, and Southern California Edison Company.

For approval to changes to natural gas operations and service offerings. This decision awards \$18,313.18 to The Utility Reform Network for its substantial contribution to D.07-12-019 in the Application of Southern California Gas Company, San Diego Gas & Electric Company, and Southern California Edison Company.

This proceeding is closed.

(Comr Peevey - ALJ Pulsifer)

Outcome Signed

D08-06-044

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

Regular Agenda

Energy Orders

36 **R06-05-027 - Order Instituting Rulemaking to Continue Implementation and Administration of California Renewables Portfolio Standard Program.**
[7508]

The revised proposed decision addresses an augmented record but reaches the same outcome as the proposed decision. Sustainable Conservation seeks intervenor compensation in the amount of \$30,394.50 for contributions to Decision 07-07-027. The claim is denied on the basis that Sustainable Conservation fails to establish significant financial hardship. Sustainable Conservation has made significant contributions to the Commission's work, and their continued participation is invited, as explained in the order. The proceeding remains open.

(Comr Peevey - ALJ Mattson)

Agenda 3212, Item 12 4/24/2008 (Staff);

Agenda 3213, Item 5 5/15/2008 (Staff);

Agenda 3214, Item 2 5/29/2008 (Bohn);

Agenda 3215, Item 26 6/12/2008 (Peevey)

Outcome Held (7/10/08.)

Yes: (none)

No: (none)

Abstain: (none)

Absent: (none)

37 **A07-07-015 - Pacific Gas and Electric Company (PG&E) and San Diego Gas & Electric Company (SDG&E).**
[7564]

This decision authorizes Emerging Renewable Resource Programs (ERRP) for PG&E and SDG&E, and allows PG&E and SDG&E to expend up to \$30 million and \$15 million, respectively for a period of two years. The decision provides ERRP oversight through the Energy Division, assisted by consultants and approves ERRP spending for the University of California Merced Solar Center, a wastewater bio-methane project, and a wave energy project. This proceeding is closed.

(Comr Simon - ALJ DeBerry)

Agenda 3214, Item 25 5/29/2008 (Simon)

Outcome Held (7/31/08.)

Yes: (none)

No: (none)

Abstain: (none)

Absent: (none)

38
[7704]

R_____ - Order Instituting Rulemaking on the Commission's own motion into combined heat and power pursuant to Assembly Bill 1613.

The Commission opens this rulemaking to implement the provisions of Assembly Bill 1613 (stats. 2007, ch. 713). Specifically, the order instituting rulemaking will establish the policies and procedures for purchase of electricity from combined heat and power systems meeting certain sizing, energy efficiency and air pollution control requirements.

Outcome Signed

R08-06-024

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

39
[7708]

R_____ - Order Instituting Rulemaking to address the gas utilities' incentive mechanisms and the treatment of hedging under those incentive mechanisms.

This Order Instituting Rulemaking (OIR) will examine the California gas utilities' gas cost incentive mechanisms and the treatment of hedging costs under those incentive mechanisms as ordered by Decision 07-06-013. This OIR shall determine whether the utilities' hedging plans can and/or should be incorporated into their incentive mechanisms and whether we need to re-examine the utilities' current incentive mechanisms.

Outcome Signed

R08-06-025

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)

40
[7712]

I.06-06-014 - Investigation on the Commission's Own Motion into the Practices of the Southern California Edison Company to Determine the Violations of the Laws, Rules, and Regulations Governing Performance Based Ratemaking, its Monitoring and Reporting to the Commission, Refunds to Customers and Other Relief, and Future Performance Based Ratemaking for this Utility.

Southern California Edison Company (SCE) shall refund and forgo all \$48 million in Performance Based Ratemaking(PBR) customer satisfaction rewards it has claimed. Employees and management manipulated the mechanism for seven years; those seven years of bad data were submitted to the Commission. In regard to the Health and Safety PBR, SCE submitted false and misleading information. It shall refund to ratepayers the \$20 million it has collected for 1997-2000, and forgo \$15 million in health and safety rewards for 2001-2003. The revenue requirement portion of Results Sharing attributed to PBR data should be refunded because of fraudulent data in regard to OSHA recordables and customer satisfaction, in the amount of \$76,663,200. SCE shall pay a fine of \$40,000,000 for violations of the Public Utilities Code. This proceeding remains open.

(Comr Peevey - ALJ Barnett)

Outcome Held (7/31/08. Further review.)

Yes: (none)

No: (none)

Abstain: (none)

Absent: (none)

Communication Orders**41** **R07-04-015 - Rulemaking on the Commission's own motion into reliability standards for telecommunications emergency backup power systems and emergency notification systems pursuant to Assembly Bill 2393.**
[7613]

This decision concludes a proceeding that has examined several topics involving backup power supply for telecommunications systems and notification to the public of emergencies using those systems. It was initiated at the direction of legislation enacted in response to Hurricane Katrina and other disasters. The Commission provides a report to the Legislature that analyzes these topics and provides recommendations to enhance the reliability of our telecommunications network and its ability to notify the public in case of emergencies. This proceeding is closed.

(Comr Simon - ALJ O'Donnell)

Agenda 3215, Item 30 6/12/2008 (Simon)

Outcome Held (7/31/08. For Pub. Util. Code Section 311(e) requirements.)

Yes: (none)

No: (none)

Abstain: (none)

Absent: (none)

41a (Rev.) **ALTERNATE TO ITEM 7613**

[7722]

This alternate decision examines several topics involving backup power supply for telecommunications systems and notification to the public of emergencies using those systems. Unlike the proposed decision, the alternate decision declines to order a new rulemaking and determines not to require service providers to provide a minimum amount of backup power at the customer premises. The alternate directs the Communications Division to hold workshops to develop a customer education program to inform consumer about accurate and updated backup power information, and to encourage industry providers to provide voluntary consumer education plans about battery backup information. This proceeding is closed.

(Comr Chong)

06/23/2008 - This item was not listed on the agenda distributed to the public.

Outcome Held (7/31/08. For Pub. Util. Code Section 311(e) requirements.)

Yes: (none)

No: (none)

Abstain: (none)

Absent: (none)

Legislative and Other Matters

42

AB 2267 (Fuentes)

[7597]

California-based entities.

Agenda 3213, Item 44 5/15/2008 (Staff);

Agenda 3214, Item 39 5/29/2008 (Staff);

Agenda 3215, Item 35 6/12/2008 (Staff)

Outcome Held (7/10/08.)

Yes: (none)

No: (none)

Abstain: (none)

Absent: (none)

Closed Session

This notice is furnished under Government Code Sections 11125 and 11126.3. The Commission will meet in Closed Session following the Public Session of its regularly scheduled meeting. In the Closed Session, the Commission may consider personnel matters as provided under Government Code Section 11126(a), institution of proceedings or disciplinary actions against any person or entity under the jurisdiction of the Commission as provided under Government Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), and pending litigation as provided under Government Code Section 11126(e). Additional items may be added to the closed session agenda pursuant to Gov. Code Section 11126.3(d). If in Closed Session the Commission votes to appoint, employ, or dismiss a public employee, the Commission will thereafter reconvene in Open Session to make the

Applications for Rehearing

44

[7709]

A05-03-020 - Conference with Legal Counsel - Applications for Rehearing

Disposition of Application for Rehearing of Resolution (Res.) E-3909, and related Motion for Withdrawal of the Application for Rehearing, filed jointly by the Energy Producers and Users Coalition, Kimberly Clark Corporation and Goodrich Aerostructures Group (Joint Rehearing Applicants). Res. E-3909 directed the IOUs to offer customer generation departing load customers two options for paying past unrecovered Bond Charges.

Outcome Signed

D08-06-045

Yes: (Bohn , Chong, Grueneich, Peevey, Simon)

No: (none)

Abstain: (none)

Absent: (none)