
Public Utilities Commission of the State of California

Public Agenda 3242

Thursday, October 15, 2009 10:00 a.m.

San Francisco, California

Commissioners

Michael R. Peevey, President

John A. Bohn will participate remotely, see next page.

Rachelle B. Chong

Dian M. Grueneich

Timothy Alan Simon

For each agenda item, a summary of the proposed action is included; the Commission's decision may, however, differ from that proposed.

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, October 26, 2009 (San Francisco)	Thursday, October 15, 2009 (San Francisco)
Monday, November 16, 2009 (San Francisco)	Thursday, October 29, 2009 (San Francisco)
Monday, November 30, 2009 (San Francisco)	Friday, November 20, 2009 (San Francisco)
Monday, December 14, 2009 (San Francisco)	Thursday, December 03, 2009 (San Francisco)
Friday, January 15, 2010 (San Francisco)	Thursday, December 17, 2009 (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.*

Matters of Public Interest

For the convenience of the public and media representatives, items of widespread public interest will be taken up at the beginning of the meeting.

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



This location is accessible to people with disabilities. If specialized accommodations for the disabled are needed, e.g. sign language interpreters, please call the Public Advisor at (415) 703-2074 or TTY# (415) 703-5282 or toll free # 1-866-836-7825 three business days in advance of the meeting.

Commissioner Bohn will not be present in San Francisco for the October 15, 2009, Commission Meeting. Therefore, pursuant to Government Code Section 11123(b)(1) **NOTICE IS HEREBY GIVEN** that Commissioner Bohn will participate by teleconference in the Commission Meeting from the following publicly accessible location:

Commissioner Bohn
U.S. Chamber of Commerce
1615 H Street NW, Room 3M
Washington, DC 20062

PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 4, 25

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.

Consent Agenda - Orders and Resolutions

Item	Preliminary Categorizations and Hearing Determinations for
1	Recently Filed Formal Applications

[8870]

Res ALJ 176-3242

PROPOSED OUTCOME:

® 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.

ESTIMATED COST:

® None.

Consent Agenda - Orders and Resolutions (continued)

Item Petition to Modify Decision 07-12-052

2

[8474]

R06-02-013

Order Instituting Rulemaking to integrate procurement policies and consider long-term procurement plans.

PROPOSED OUTCOME:

- ® Declines to modify D07-12-052 defining the inclusion of qualified facilities in the Long Term Procurement Planning process as only a “planning assumption.”
- ® The Commission believes planning is a preliminary step before actual procurement of energy.
- ® No one energy source is only included as a planning assumption.
- ® There is a presumption that including qualified facilities in the planning process will result in procuring energy and capacity from qualified facilities.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Long)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=400167

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Agenda 3234, Item 14 5/21/2009 (Staff);
 Agenda 3235, Item 2 6/4/2009 (Simon);
 Agenda 3236, Item 5 6/18/2009 (Staff);
 Agenda 3237, Item 2 7/9/2009 (Staff);
 Agenda 3238, Item 3 7/30/2009 (Staff);
 Agenda 3239, Item 2 8/20/2009 (Staff);
 Agenda 3240, Item 2 9/10/2009 (Staff);
 Agenda 3241, Item 2 9/24/2009 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **Citation Program for Renewables Portfolio Standard**
3 **Non-Compliance**

[8670]

Res E-4257

PROPOSED OUTCOME:

® This Resolution initiates a citation program authorizing the Commission Staff to penalize load serving entities for non-compliance with mandatory filing deadlines and reporting requirements of the Renewables Portfolio Standard.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401278

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3238, Item 26 7/30/2009 (Staff);

Agenda 3240, Item 6 9/10/2009 (Staff);

Agenda 3241, Item 3 9/24/2009 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item 4 Resolves All Outstanding Issues and Provides Closure of Repairs Funds A and B

[8698]

I02-06-003

Investigation on the Commission's own motion into the operations, practices, and conduct of Pacific Bell Wireless LLC dba Cingular Wireless and related entities (collectively "Cingular") to determine whether Cingular has violated the laws, rules and regulations of this State in its sale of cellular telephone equipment and service and its collection of an Early Termination Fee and other penalties from consumers.

PROPOSED OUTCOME:

® Revise Ordering Paragraph 1 of Decision (D) 08-02-015, which directed the claims administrator to pay the Utility Consumers' Action Network's second intervenor compensation award from the residue of Fund B, to instead authorize reimbursement to AT&T Mobility LLC (AT&T), since AT&T paid the award directly prior to the issuance of D08-02-015;

® Once all additional monies due to the claims administrator have been paid from the \$600,000 deposited by AT&T for this purpose, return the balance remaining, if any, to AT&T.

® Calculation of the balance due to AT&T shall exclude the \$61,783.09 paid for telephone support from another source, pursuant to D08-02-015;

® Distribute to the Telecommunications Consumer Protection Fund the residual balances in Funds A and B, which total approximately \$1.9 million (as of the period ending May 31, 2009). These balances represent monies in Fund A and Fund B that cannot be repaid to customers and are not subject to escheatment, together with all otherwise unallocated interest.

® Closes the proceeding.

ESTIMATED COST:

® None foreseen; decision resolves outstanding issues related to balances remaining in repairs funds upon the conclusion of claims administration and the escheatment process.

(Comr Peevey - ALJ Vieth)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401951

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Agenda 3239, Item 15 8/20/2009 (Chong);

Agenda 3240, Item 7 9/10/2009 (Chong);

Agenda 3241, Item 4 9/24/2009 (Bohn)

Consent Agenda - Orders and Resolutions (continued)

Item Air Ride Moving & Storage Appeal of Citation No. FC-252
5 Issued Pursuant to Resolution ALJ-187

[8709]

Res ALJ-238

PROPOSED OUTCOME:

® Citation FC-252 is affirmed in part and amended in part.

ESTIMATED COST:

® Carrier will pay at least \$1,260.60 in customer refunds and fines.

® General Fund will receive \$400 from fine paid to Commission by Appellant.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=400181

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3239, Item 21 8/20/2009 (Bohn);

Agenda 3240, Item 8 9/10/2009 (Bohn);

Agenda 3241, Item 5 9/24/2009 (Chong)

Consent Agenda - Orders and Resolutions (continued)

Item **ALTERNATE TO ITEM 8709**
5a
(Rev.)
[8935]

PROPOSED OUTCOME:

- ® Citation ALJ-238 is affirmed in part and amended in part.
- ® Unlike the proposed resolution, the Alternate orders Air Ride to refund the full amount due to the customer under our regulations, \$2641, and fines Air Ride \$500.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Carrier will pay at least \$2641 in customer refunds and fines.
- ® General Fund will receive \$500 from fine paid to the Commission by Appellant.

(Comr Bohn)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=402078

Pub. Util. Code § 311 – This item was mailed for Public Comment.

10/14/2009 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Orders and Resolutions (continued)

Item **Southern California Edison Company's PacifiCorp Contract**
6 **Complies With the Renewables Portfolio Standard**
[8759] **Guidelines**

Res E-4264, Advice Letter 2357-E filed on July 1, 2009 - Related matters.

PROPOSED OUTCOME:

® Approves cost recovery for a Renewable Portfolio Standard Power Purchase Agreement with PacifiCorp, a MidAmerican Energy Holdings Company.

ESTIMATED COST:

® Actual costs of the power purchase agreement are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401836

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3240, Item 13 9/10/2009 (Peevey);

Agenda 3241, Item 6 9/24/2009 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **Clarifies the Rules of the Community Choice Aggregation
7** **Opt-Out Provisions, as Set Forth in the Statute**

[8768]

Res E-4250

PROPOSED OUTCOME:

- ® Clarifies the rules of the Community Choice Aggregation opt-out provisions, as set forth in the Statute.
- ® Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company are directed to modify their tariffs.
- ® Pacific Gas & Electric Company is directed to implement remedial measures.
- ® This Resolution was initiated by the Commission's Energy Division Staff. No Advice Letter was submitted concerning this issue.

ESTIMATED COST:

- ® No cost impact.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=400379

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3240, Item 20 9/10/2009 (Staff);

Agenda 3241, Item 9 9/24/2009 (Staff)

Consent Agenda - Orders and Resolutions (continued)

**Item General Order 118 Ballast Size Specifications for Walkways
8 Adjacent to Tracks in Railroad Switching Yards**

[8775]

R07-09-007

Order Instituting Rulemaking to Amend General Order 118 Regarding the Appropriate Size Materials, Including Ballast Rock Used in Railway Switching Yards for Occupational Health and Safety.

PROPOSED OUTCOME:

- ® Amends General Order 118 to include ballast size specification for walkways adjacent to tracks in railroad switching yards.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Grueneich - ALJ Rochester)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401769

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Agenda 3240, Item 25 9/10/2009 (Staff);

Agenda 3241, Item 10 9/24/2009 (Chong)

Consent Agenda - Orders and Resolutions (continued)

Item Rejection of AT&T California's Advice Letter

9

[8779]

Res T-17190

PROPOSED OUTCOME:

® Supports the Communications' Division rejection of AT&T California's Advice Letter No. 32304.

ESTIMATED COST:

® There is no cost associated with this resolution.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401954

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3241, Item 11 9/24/2009 (Peevey)

Consent Agenda - Orders and Resolutions (continued)

Item **Grants a Nondominant Local and Interexchange Carrier**
10 **Certificate of Public Convenience and Necessity**

[8811]

A09-03-016

Application of ADMA Telecom, Inc. for Registration as an Interexchange Carrier Telephone Corporation Pursuant to the Provisions of Public Utilities Code Section 1013.

PROPOSED OUTCOME:

- ® Provides California telecommunications customers with a choice of a new nondominant local and interexchange carrier.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Chong - ALJ Galvin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E24636

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

Item Disclosure of Records of an Investigation

11

[8826]

Res L-383

PROPOSED OUTCOME:

® Authorizes disclosure of records of the California Public Utilities Commission Consumer Protection and Safety Division's investigation of an accident involving a Sacramento Regional Transit train that occurred on or about July 24, 2008 near the Watt West stop.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401464

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

Item Dismisses Application of CVT Prepaid Solutions Inc.

12

[8831]

A08-11-022

In the Matter of the Application of CVT Prepaid Solutions, Inc. for Registration as an Interexchange Carrier Telephone Corporation Pursuant to the Provisions of Public Utilities Code Section 1013.

PROPOSED OUTCOME:

- ® Responds to CVT Prepaid Solutions Inc.'s request to withdraw application by dismissing application and places restrictions on future applications.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Simon - ALJ Farrar)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401798

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

**Item California American Water Company Increase in Distribution
13 System Improvement Charge Surcharge**

[8832]

Res W-4790, Advice Letter (AL) 763 filed June 23, 2009 and Supplemental AL 763-A filed August 18, 2009 - Related matters.

PROPOSED OUTCOME:

® Authorizes California American Water Company to increase its Distribution System Improvement Charge surcharge to water rates of customers of the Los Angeles Division from 4.29% to 4.89% for the period of March to May, 2009.

ESTIMATED COST:

® \$236,200.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401803

Pub. Util. Code § 311 – This item was mailed for Public Comment.

**Item Lukins Brothers Water Company General Rate Increase
14**

[8839]

Res W-4791

PROPOSED OUTCOME:

® Authorizes an interim general rate increase.

ESTIMATED COST:

® Additional annual revenue of \$126,460 or 36.03% in 2009.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401576

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

Item Alco Water Service - Salinas District Surcharge
15 Authorization

[8840]

Res W-4792

PROPOSED OUTCOME:

® Authorizes a surcharge for twelve months for recovery of additional legal and other expenses due to Investigation 07-06-020.

ESTIMATED COST:

® Recovery of \$175,127.75.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401815

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

Item **Southern California Edison Company's Proposal Regarding**
16 **Customer Option to Place Distribution System Equipment**
[8841] **Underground**

Res E-4241, Advice Letter SCE 2334-E, filed on March 27, 2009 - Related matters.

PROPOSED OUTCOME:

- ® Approves with modifications Southern California Edison Company's (SCE) request to delete the option for customers to have distribution system equipment installed underground.
- ® Requires a cost cap when SCE decides to relocate existing underground equipment to above ground.
- ® Requires SCE to better define when equipment may no longer be installed underground in projects in progress.
- ® Requires SCE to consult with the Building Industry Association about transition terminology and schedules.
- ® Directs SCE to file a Supplement to this Advice Letter.

ESTIMATED COST:

- ® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=398822

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

**Item California-American Water Company Memorandum
17 Accounts**

[8843]

Res W-4793, Advice Letter 796, filed on August 18, 2009 - Related matters.

PROPOSED OUTCOME:

® Denies the utility's request to establish two memorandum accounts.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=398835

Pub. Util. Code § 311 – This item was mailed for Public Comment.

**Item Rural Telecommunications Infrastructure Grant Program
18**

[8846]

Res T-17216

PROPOSED OUTCOME:

® Approves funds to conduct California Environmental Quality Act review of the Indian Springs School District Project for Rural Telecommunications Infrastructure Grant Program.

ESTIMATED COST:

® The estimated cost to conduct the California Environmental Quality Act review is \$327,000.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401205

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

Item **Determines Ratemaking Treatment for Rural Telephone**
19 **Bank Stock Dissolution Proceeds**

[8848]

A07-12-026

Application of Calaveras Telephone Company, Cal-Ore Telephone Co., Ducor Telephone Company, Happy Valley Telephone Company, Hornitos Telephone Company, Kerman Telephone Co., The Ponderosa Telephone Co., Sierra Telephone Company, Inc., The Siskiyou Telephone Company, Volcano Telephone Company, and Winterhaven Telephone Company for Ratemaking Determination regarding Dissolution of Rural Telephone Bank.

PROPOSED OUTCOME:

- ® Ratepayers and the California High Cost Fund A provided the funds to acquire Rural Telephone Bank stock and will be credited with the redemption proceeds.
- ® Closes the proceeding.

ESTIMATED COST:

- ® \$3.6 million in aggregate rate relief.

(Comr Chong - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E24941

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

Item **Pacific Gas and Electric Company Requests Approval of a
20** **Renewable Energy Contract**

[8849]

Res E-4275, Advice Letter 3488-E, filed on July 6, 2009 - Related matters.

PROPOSED OUTCOME:

® Approves cost recovery for a power purchase agreement (PPA) resulting from bilateral negotiations between Pacific Gas and Electric Company and Big Valley Power, LLC., pursuant to California's renewables portfolio standard program.

® Cost recovery for the PPA is approved subject to the parties amending the PPA to eliminate provisions for unbundled renewable energy credit transactions.

ESTIMATED COST:

® Actual costs are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401699

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

Item 21 Southern California Edison Company Requests Approval of a Renewable Energy Contract

[8850]

Res E-4262, Advice Letter (AL) 2342-E filed on May 8, 2009, AL 2342-E-A filed on June 17, 2009, and AL 2342-E-B on August 24, 2009 - Related matters.

PROPOSED OUTCOME:

® Approves a new renewables portfolio standard power purchase agreement (PPA) between Southern California Edison Company and Goshen Phase II LLC.

ESTIMATED COST:

- ® Approves cost recovery for a renewable energy PPA.
- ® Actual costs are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401848

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Item 22 Pacific Gas and Electric Company Requests Approval of a Renewable Power Purchase Agreement

[8851]

Res E-4278, Advice Letter 3457-E filed on May 6, 2009 - Related matters.

PROPOSED OUTCOME:

- ® Approves cost recovery for a renewable power purchase agreement (PPA) resulting from bilateral negotiations between Pacific Gas and Electric Company and Puget Sound Energy, Inc.
- ® The PPA and associated hedging strategy are approved without modification.

ESTIMATED COST:

- ® Actual costs of this contract are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401876

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

**Item Conveyance of a Lease by Southern California Edison
23 Company to Logistic Terminals, Inc**

[8852]

A09-04-020

In the Matter of the Application of Southern California Edison Company for Authority to Lease Available Land on the Walnut-Nogales-Puente Subtransmission Right-of-Way to Logistics Terminals, Inc., a California Corporation.

PROPOSED OUTCOME:

® Grants the unopposed application of Southern California Edison Company (SCE) for Commission authorization under Section 851 for SCE to convey a 25-year lease of property located on SCE's Walnut-Nogales-Puente subtransmission right-of-way in the City of Industry to Logistics Terminals, Inc. (LTI). LTI plans to operate a transportation terminal facility, consisting of truck and trailer parking, on the site;

® As a condition of approval of this application, requires SCE to apply for prior Commission authorization pursuant to Section 851 and to undergo any required California Environmental Quality Act review if LTI decides to utilize the property for another purpose;

® As a condition of approval of this application, requires SCE to obtain prior Commission authorization pursuant to Section 851 for any proposed assignment, transfer, sublease or mortgage of the lease by LTI that would alter the terms of the existing lease.

® Closes the proceeding.

ESTIMATED COST:

® None foreseen.

® As a result of entering into this proposed lease, SCE will obtain substantial revenues from rent paid by LTI.

® This lease will also benefit SCE ratepayers, because the rent paid by LTI will be treated as Other Operating Revenue for ratemaking purposes, and SCE ratepayers will be credited with 30 percent of the rent revenues.

(Comr Simon - ALJ Prestidge)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401612

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

Item **Large Investor-Owned Utilities' Expenditure of 2010-2011**
24 **Low Income Energy Efficiency Marketing, Education, and**
[8854] **Outreach Budgets**

A08-05-022, A08-05-024, A08-05-025, A08-05-026 - Related matters.

Application of Pacific Gas and Electric Company for Approval of the 2009-2011 Low Income Energy Efficiency and California Alternate Rates for Energy Programs and Budget

PROPOSED OUTCOME:

® Authorizes Large Investor-Owned Utilities' Expenditure of 2010-2011 Low Income Energy Efficiency Marketing, Education and Outreach Budgets Held in Abeyance by Decision 08-11-031.

ESTIMATED COST:

® None.

(Comr Grueneich - ALJ Kim)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=402090

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

Item Extension of Deadline to Resolve Complaint

25

[8856]

C06-10-015

Pasadena Avenue Monterey Road Committee vs. Los Angeles County Metropolitan Transportation Authority, the Los Angeles to Pasadena Metro Blue Line Construction Authority, now known as Metro Gold Line Foothill Extension Construction Authority, and the City of South Pasadena.

PROPOSED OUTCOME:

® Extends the statutory deadline for completion of this complaint proceeding for an additional 12 months in order to allow the Commission sufficient time to monitor Defendant's completion of the mitigation measures required by the settlement agreement approved in Decision (D) 05-02-032, and modified in D05-09-040, and to resolve legal issues raised by the parties.

ESTIMATED COST:

® None foreseen.

(Comr Grueneich - ALJ Prestidge)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=398875

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

26

[8857]

A08-02-001

In the Matter of the Application of San Diego Gas & Electric Company and Southern California Gas Company for Authority to Revise Their Rates Effective January 1, 2009, in Their Biennial Cost Allocation Proceeding.

PROPOSED OUTCOME:

® The deadline for concluding this proceeding is extended to December 16, 2009.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Wong)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=398426

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

Item **Southern California Edison Company Distribution Line and**
27 **Service Extension Installation**
(Rev.)
[8858]

Res E-4274, Advice Letter 2365-E Filed on July 22, 2009 - Related matters.

PROPOSED OUTCOME:

- ® Approves Southern California Edison Company's request to deviate from Rules 15 and 16, which require advance payments for Distribution and Service Line Extension, for the Department of Veterans Affairs' Bakersfield National Cemetery Distribution and Service Line Extension project, subject to Federal Acquisition Regulations.
- ® The Federal Government's specific "obligated funds" would satisfy the advance requirement.

ESTIMATED COST:

- ® No Cost.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=399132

10/08/2009 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Orders and Resolutions (continued)

Item Kings United Way Certification Request

28

[8859]

Res T-17147

PROPOSED OUTCOME:

® Approves Kings United Way's Application to become 2-1-1 provider for Kings County.

ESTIMATED COST:

® No cost to calling party.

® Expenses for telecommunications services connected with 2-1-1 are included in the fees charged by the information and referral service to Kings United Way.

® Kings United Way's funding comes from various agencies of Kings County and the Federal Government.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=399366

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

29

[8860]

R06-02-012

Order Instituting Rulemaking to develop additional methods to implement the California Renewables Portfolio Standard Program.

PROPOSED OUTCOME:

® Deadline for concluding the proceeding is extended to December 26, 2009.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Simon)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=399116

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

Item **Modification of the Cost of Capital Mechanism Decision**
30 **08-05-035**

[8861]

A07-05-003, A07-05-007, A07-05-008 - Related matters.

Application of Southern California Edison Company for Authorized Cost of Capital for Utility Operations for 2008

PROPOSED OUTCOME:

® Defers the filing of Southern California Edison Company's (SCE) and Pacific Gas and Electric Company's (PG&E) next full cost of capital applications from April 20, 2010 for a test year 2011 return on equity to April 20, 2012 for a test year 2013 return on equity.

® The currently authorized costs of capital of SCE and PG&E shall continue to apply for their calendar year 2010.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Bohn - ALJ Galvin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=398747

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

Item **Pacific Gas and Electric Company and Mariposa Energy,**
31 **LLC Power Purchase Agreement**

[8862]

A09-04-001

Application of Pacific Gas and Electric Company for Approval of a Power Purchase Agreement with Mariposa Energy, LLC.

PROPOSED OUTCOME:

- ® Adopts all-party Settlement and approves 184 megawatts power purchase agreement between Pacific Gas and Electric Company and Mariposa Energy, LLC.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Costs are confidential at this time.

(Comr Peevey - ALJ Minkin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=400854

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

Item Sale of Ponderosa Sky Ranch Water System

32

[8863]

A09-07-019

Application of John W. Richardson as Receiver for the Ponderosa Sky Ranch Water System to Sell and Transfer the Water System in Tehama County to Sky View County Water District.

PROPOSED OUTCOME:

- ® Authorizes John W. Richardson, in his capacity as Receiver of the water system known as Ponderosa Sky Ranch Water System, to sell and transfer that system to Sky View County Water District, a newly formed Community Service District.
- ® Relieves Seller of any public utility responsibilities related to the system upon completion of the sale.
- ® Closes the proceeding.

ESTIMATED COST:

- ® No financial effect

(Comr Bohn - ALJ Ryerson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=397590

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

Item **Lease Amendment Between Pacific Gas and Electric
33** **Company and CalPeak, LLC**

[8869]

Res E-4279, Advice Letter 3499-E, filed on July 21, 2009 - Related matters.

PROPOSED OUTCOME:

® This resolution approves a lease amendment between Pacific Gas and Electric Company and CalPeak, LLC for siting generation on land adjacent to utility substations pursuant to Public Utilities Code Section 851.

ESTIMATED COST:

® Not applicable.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401713

Consent Agenda - Orders and Resolutions (continued)

Item **Riel Ventures dba Diablo Kid Chauffer Passenger Stage**
34 **Corporation Certificate**

[8871]

A09-06-028

Application of Riel Ventures, a California corporation, doing business as Diablo Kid Chauffer for Authority to operate as an on call Passenger Stage Corporation between points along State Route 24 from Orinda, California to Interstate 680 and to and from Pleasant Hill, California along Interstate 680 to Interstate 580 to Livermore, California; and to establish a Zone of Rate Freedom.

PROPOSED OUTCOME:

® Grants the application of Riel Ventures to operate as a passenger stage corporation specializing in the transportation of children between points in the cities and communities of Alamo, Danville, Dublin, Lafayette, Livermore, Moraga, Orinda, Pleasant Hill, Pleasanton, San Ramon, and Walnut Creek.

® To establish a zone of rate freedom.

® Closes the proceeding.

ESTIMATED COST:

® None foreseen.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=396846

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

Item **Pacific Gas and Electric Company's Request for Approval of**
35 **its Hedging Plan Revisions**

[8874]

Res E-4276, Advice Letter (AL) 3482-E filed on June 26, 2009, and AL 3492-E filed on July 10, 2009 - Related matters.

PROPOSED OUTCOME:

® Approves Pacific Gas and Electric Company (PG&E) proposals to revise its hedging plan for its electric portfolio, including changes to:

- ® the types of procurement products which are pre-authorized;
- ® the brokerages and exchanges with whom PG&E is authorized to deal;
- ® guidelines for hedging; and
- ® guidelines for responding to changes in the company's liquidity position.
- ® PG&E's proposals are approved.

ESTIMATED COST:

® None

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=400476

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

36

[8895]

R06-10-006

Order Instituting Rulemaking on the Commission's own motion into the application of the California Environmental Quality Act to applications of jurisdictional telecommunications utilities for authority to offer service and construct facilities.

PROPOSED OUTCOME:

® This decision extends the 18-month statutory deadline for completion of this proceeding until December 17, 2009, pursuant to Public Utilities Code Section 1701.5(a), based on the complexity of the issues in this case.

ESTIMATED COST:

® No estimated costs are foreseen.

(Comr Bohn - ALJ Prestidge)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=400792

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Consent Agenda - Orders and Resolutions (continued)

**Item Pacific Gas and Electric Company to Refund \$424.4 Million
37 to Ratepayers**

[8897]

A09-08-005

Expedited Application of Pacific Gas and Electric Company for Electric Bill Credits under the Energy Resource Recovery Account Trigger Mechanism.

PROPOSED OUTCOME:

- ® Authorizes Pacific Gas and Electric Company to refund \$424.4 million to ratepayers.
- ® Closes the proceeding.

ESTIMATED COST:

- ® A savings of \$424.4 million.

(Comr Peevey - ALJ Barnett)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401881

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders**Item Compensation to Disability Rights Advocates for Substantial
38 Contributions to Decision 09-03-024**

[8866]

A07-12-006

Joint Application of San Diego Gas & Electric Company, Southern California Gas Company and Pacific Gas and Electric Company to Reallocate the Costs of Natural Gas Public Purpose Programs and Other Mandated Social Programs Among Customer Classes.

PROPOSED OUTCOME:

® Awards Disability Rights Advocates \$63,380.20 in compensation for its substantial contribution to Decision 09-03-024.

ESTIMATED COST:

® Ratepayers of San Diego Gas & Electric Company, Southern California Gas Company and Pacific Gas and Electric Company will pay \$63,380.20, plus interest, based on their California-jurisdictional natural gas revenues for the 2008 calendar year.

(Comr Simon - ALJ Galvin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=397751

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders (continued)

Item **Compensation to A World Institute for a Sustainable**
39 **Humanity for Substantial Contributions to Decision**
[8867] **08-11-031**

A08-05-022, A08-05-024, A08-05-025, A08-05-026 - Related matters.

Application of Pacific Gas and Electric Company for Approval of the 2009-2011 Low Income Energy Efficiency and California Alternate Rates for Energy Programs and Budget

PROPOSED OUTCOME:

® Awards A World Institute for a Sustainable Humanity \$86,473.99 for its substantial contributions to Decision 08-11-031.

ESTIMATED COST:

® Ratepayers of Pacific Gas and Electric Company, San Diego Gas & Electric Company, Southern California Gas Company, and Southern California Edison Company will pay \$86,473.99, plus interest, based on their California-jurisdictional gas & electric revenues for the 2008 calendar year.

(Comr Grueneich - ALJ Kim)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=398650

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders (continued)

Item **Compensation to Rancho Penasquitos Concerned Citizens**
40 **for Substantial Contribution to Decision 08-12-058**

[8885]

A06-08-010

In the Matter of the Application of San Diego Gas & Electric Company for a Certificate of Public Convenience and Necessity for the Sunrise Powerlink Transmission Project.

PROPOSED OUTCOME:

® Awards Rancho Penasquitos concerned citizens \$461,013.00 in compensation for substantial contribution to Decision 08-12-058.

ESTIMATED COST:

® Ratepayers of San Diego Gas & Electric Company will pay \$461,013.00, plus interest, effective May 9, 2009.

(Comr Grueneich - ALJ Vieth)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=397958

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders (continued)

Item **Compensation to Disability Rights Advocates for Substantial**
41 **Contributions to Decision 09-03-025**

[8886]

A07-11-011, I08-01-026 - Related matters.

Application of Southern California Edison Company for Authority to, Among Other Things, Increase its Authorized Revenues for Electric Service in 2009, and to Reflect That Increase in Rates

PROPOSED OUTCOME:

® Awards Disability Rights Advocates \$61,547.38 in compensation for its substantial contribution to Decision 09-03-025.

ESTIMATED COST:

® Ratepayers of Southern California Edison Company will pay \$61,547.38, plus interest, effective August 1, 2009.

(Comr Peevey - ALJ DeAngelis)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=400040

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders (continued)

Item **Compensation to The Utility Reform Network for Substantial**
42 **Contributions to Decision 09-03-025**

[8889]

A07-11-011, I08-01-026 - Related matters.

Application of Southern California Edison Company for Authority to, Among Other Things, Increase its Authorized Revenues for Electric Service in 2009, And to Reflect that Increase in Rates

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$783,581.81 in compensation for its substantial contributions to Decision 09-03-025.

ESTIMATED COST:

® Ratepayers of Southern California Edison Company will pay \$783,581.81, plus interest effective August 1, 2009.

(Comr Peevey - ALJ DeAngelis)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=399167

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders (continued)

Item **Compensation Awarded to The Mussey Grade Road Alliance**
43 **for Substantial Contribution to Decision 08-12-058**

[8894]

A06-08-010

In the Matter of the Application of San Diego Gas & Electric Company for a Certificate of Public Convenience and Necessity for the Sunrise Powerlink Transmission Project.

PROPOSED OUTCOME:

® Awards The Mussey Grade Road Alliance \$207,446.20 in compensation for substantial contribution to D.08-12-058.

ESTIMATED COST:

® Ratepayers of San Diego Gas & Electric Company will pay \$207,446.20, plus interest, effective May 9, 2009.

(Comr Grueneich - ALJ Vieth)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=397931

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda

Regular Agenda - Energy Orders

Item **San Diego Gas & Electric Company for Approval of the
44** **Celerity Distributed Generation Supply Contract**

[8617]

A08-10-003

PROPOSED OUTCOME:

® Denies San Diego Gas & Electric Company's application for approval of the Celerity Distributed Generation Supply Contract.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Bohn - ALJ Farrar)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=400543

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Agenda 3238, Item 6 7/30/2009 (Bohn);

Agenda 3239, Item 7 8/20/2009 (Bohn);

Agenda 3240, Item 3 9/10/2009 (Pub. Util. Code §311(e));

Agenda 3241, Item 34 9/24/2009 (Peevey)

Regular Agenda - Energy Orders (continued)

Item ALTERNATE TO ITEM 8617

44a

[8847]

PROPOSED OUTCOME:

- Ⓜ This alternate decision differs from the Administrative Law Judge's proposed decision in that it:
- Ⓜ Determines that the low cost capacity and emission reductions provided by the contract justify its approval;
- Ⓜ Approves the contract contingent upon the contract capacity qualifying to meet resource adequacy requirements and upon installation of air emission filters on the generation units involved in the contract.
- Ⓜ Application 08-10-003 is closed.

ESTIMATED COST:

- Ⓜ The contract costs are confidential at this time.

(Comr Bohn)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401734

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Agenda 3241, Item 34a 9/24/2009 (Peevey)

Regular Agenda - Energy Orders (continued)

Item **Settlement Agreement Between Division of Ratepayer**
45 **Advocate and Golden State Water Company on Behalf of its**
[8853] **Bear Valley Electric Service Division**

A08-06-034

In the Matter of the Application of Golden State Water Company for Authority to Increase Rates for Electric Service by its Bear Valley Electric Service Division.

PROPOSED OUTCOME:

- ® Adopts the settlement agreement entered into by Bear Valley Electric Service and the Division of Ratepayer Advocates in this general rate case.
- ® Closes the proceeding.

ESTIMATED COST:

- ® \$6,392,000.

(Comr Simon - ALJ Farrar)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401998

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda - Energy Resolutions and Written Reports**Item Moorpark-Newbury 66 kV Subtransmission Line
46**

[8518]

Res E-4243, Advice Letter 2272-E, filed on October 2, 2008 - Related matters.

PROPOSED OUTCOME:

- ® Affirms a prior Executive Director's Action Resolution E-4225 findings related to Southern California Edison's (SCE's) proposed Moorpark-Newbury 66 kV Subtransmission line.
- ® Finds that: (1) SCE complied with the notice requirements for the proposed construction of facilities; (2) The proposed facilities were exempt from Permit to Construct requirements; (3) Facts claimed in protests to Executive Director's Action Resolution did not support a finding that General Order 131-D exemption criteria applied.
- ® Dismisses protests.

ESTIMATED COST:

- ® Moorpark-Newbury 66kV Subtransmission Line was filed as Advice Letter 2272-E Notice of Proposed Construction Project Pursuant to General Order 131-D; therefore, no cost information is provided or required for Permits to Construct.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=400367

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3235, Item 25 6/4/2009 (Staff);
Agenda 3236, Item 43 6/18/2009 (Staff);
Agenda 3237, Item 32 7/9/2009 (Staff);
Agenda 3240, Item 46 9/10/2009 (Staff);
Agenda 3241, Item 38 9/24/2009 (Staff)

Regular Agenda - Energy Resolutions and Written Reports (continued)

**Item Pacific Gas and Electric Company, San Diego Gas & Electric
47 Company, and Southern California Edison Company
[8520] Qualifying Facilities Contracts**

Res E-4242, Advice Letter (AL) PG&E AL 3197-E, SDG&E AL 1958-E and SCE AL 2200-E, filed on January 14, 2008, Supplemental AL PG&E AL 3197-E-A, SDG&E AL 1958-E-A and SCE AL 2200-E-A, filed on July 11, 2008, and Supplemental AL PG&E AL 3197-E-B, et al. - Related matters.

PROPOSED OUTCOME:

® Adopts, with modifications, the Qualifying Facility (QF) Standard Offer Contracts proposed by Pacific Gas and Electric Company (PG&E), Southern California Edison Company (SCE) and San Diego Gas & Electric Company (SDG&E). Upon adoption, there will be one QF Standard Offer Contract across all three electric Investor Owned Utilities (IOUs).

® The new contract may be signed by new and existing QFs with expired contracts in addition to QFs pursuing other contracting methods such as participating in an IOU's Request for Offer process or negotiating a bilateral contract.

ESTIMATED COST:

® Adoption of this resolution does not imply any specific cost. However, upon adoption, the utilities may enter into contracts with new or existing QFs.

® These contracts will form part of the utilities' procurement costs for electricity.

® It is impossible to know in advance the total cost of those contracts but, in the past, QF power has represented no more than 20% of the utilities' portfolio.

® Contracts executed with existing QFs should not result in any additional costs as the utilities were already purchasing power from these QFs in the past.

® Contracts signed with new QFs will represent new incremental expenditures, but this spending will be offset by the reduced need for new generation as a result of contracting with the new QF.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=400404

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3235, Item 26 6/4/2009 (Staff);

Agenda 3236, Item 44 6/18/2009 (Staff);

Agenda 3237, Item 33 7/9/2009 (Staff);

Agenda 3238, Item 47 7/30/2009 (Staff);

Agenda 3239, Item 55 8/20/2009 (Staff);

Agenda 3240, Item 47 9/10/2009 (Staff);

Agenda 3241, Item 39 9/24/2009 (Staff)

Regular Agenda - Energy Resolutions and Written Reports (continued)

Item Energy Efficiency 2006-2008 Interim Verification Report

48

[8754]

Res E-4272

PROPOSED OUTCOME:

® Adopts the interim Verification Report prepared by the Energy Division to verify the costs and installations of the Investor Owned Utilities' energy efficiency program activities during the 2006-2008 program period.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401953

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3240, Item 49 9/10/2009 (Staff);

Agenda 3241, Item 40 9/24/2009 (Bohn)

Regular Agenda - Energy Resolutions and Written Reports (continued)

**Item Pacific Gas and Electric Company and Southern California
49 Edison Company Departing Service Charges**

[8804]

Res E-4226, PG&E Advice Letter (AL) 3446-E, Filed on April 2, 2009; and SCE AL 2320-E, Filed on February 9, 2009 - Related matters.

PROPOSED OUTCOME:

® Clarifies that New World Generation Charges do not apply to Customer Generation or Municipal Departing Load.

® Clarifies that Vintaged Cost Responsibility Surcharge (beginning with the 2009 vintage) will be effective for non-exempt customers departing bundled service on or after the effective date of this resolution.

® The Power Charge Indifference Adjustment shall vary by customer class in the same proportion as ongoing Competition Transition Charges.

ESTIMATED COST:

® No cost impact.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=400390

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3241, Item 42 9/24/2009 (Staff)

Regular Agenda - Communication Resolutions and Reports**Item Revisions to California High Cost Fund-B Fund Surcharge**
50

[8817]

Res T-17215**PROPOSED OUTCOME:**

® Revises the California High Cost Fund-B (CHCF-B) Fund surcharge rate from 0.25% to 0.45% effective on December 1, 2009 and thereafter so that there are sufficient program revenues to cover program expenditures.

ESTIMATED COST:

® Increase the CHCF-B Fund surcharge revenue by an estimated \$30 million for the remainder of Fiscal Year (FY) 2009-10 and by about \$46 million for FY 2010-11.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401107

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Item Funding for the Mother Lode Broadband Project of Rapid
51 Link Inc. and Mother Lode Internet for Underserved Areas

[8855]

Res T-17225**PROPOSED OUTCOME:**

® Adopts California Advanced Services Funding (CASF) for Mother Lode Broadband Project in underserved areas covering Alpine, Amador, Calaveras, Tuolumne, and Mariposa Counties.

ESTIMATED COST:

® \$3,110,064 from the CASF which represents 40% of the total project cost to provide a new level of speed throughout the Mother Lode region.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=391778

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Regular Agenda - Communication Resolutions and Reports (continued)

Regular Agenda - Transportation/Rail Safety Resolutions and Reports

**Item Funding for Maintaining Automatic Grade Crossing
52 Protection Devices**

[8816]

Res SX-93

PROPOSED OUTCOME:

® Recommendation to the California Transportation Commission for increasing funding under the California Public Utilities Code Section 1231.1 to an amount of \$3,850,000 to be set aside in fiscal year 2010-11 for maintaining automatic grade crossing protection devices.

ESTIMATED COST:

® Not within the scope of this resolution.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401327

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Regular Agenda - Legal Division Matters**Item Comments Before Federal Communications Commission
53 Regarding Wireless Markets**

[8821]

WT Docket No. 09-66

In the Matter of Implementation of Section 6002(b) of the Omnibus Budget Reconciliation Act of 1993, Annual Report and Analysis of Competitive Market Conditions With Respect to Mobile Wireless including Commercial Mobile Services, WT Docket No. 09-66; Notice of Inquiry, FCC 09-67.

® The Federal Communications Commission seeks to expand and enhance its analysis of competitive conditions in the entire wireless market.

® Staff recommends that the California Public Utilities Commission file comments supporting this inquiry into competition in the wireless market, and supporting use of the existing four indicators for CMRS competition which include assessment of market share and integration.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=400925

Agenda 3241, Item 45 9/24/2009 (Staff)

Regular Agenda - Legislative and Other Matters

Regular Agenda - Commissioner's Reports**Item Appointments to the Low Income Oversight Board****54**

[8748]

Commissioner Grueneich Report

Discussion and action regarding the appointment to the Commission's Low Income Oversight Board (LIOB) of Ortensia Lopez and Louise Perez as public representatives and Allan Rago as the private contractor representative. The 11-member LIOB advises the Commission on low-income electric, gas, and water customer issues and serves as a liaison for the Commission to low-income ratepayers and representatives.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=401685

Agenda 3239, Item 59 8/20/2009 (Grueneich);

Agenda 3240, Item 51 9/10/2009 (Grueneich);

Agenda 3241, Item 48 9/24/2009 (Staff)

Regular Agenda - Management Reports and Resolutions

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 disclosures required by Government Code Sections 11125.2 and 11126.3(f).

Closed Session - Applications for Rehearing

Item Conference with Legal Counsel - Application for Rehearing

55

[8899]

Compilation of applications for rehearing recently filed with the Commission.

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

Item Conference with Legal Counsel - Application for Rehearing

56

[8865]

A08-05-022

Disposition of Application of Rehearing of Decision (D) 08-11-031, filed by Division of Ratepayer Advocates. D08-11-031 disposes of the large investor-owned utilities' 2009-2011 Low Income Energy Efficiency and California Alternate Rates for Energy applications.

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

Closed Session - Initiation of Litigation - Non-Federal

Consideration of possible Commission initiation of, or intervention in, litigation.

Gov. Code § 11126(e)(2)(C)(i) and/or § 11126(d)(2), allows this item to be considered in Closed Session.

Closed Session - Threatened Litigation - Non-Federal

Significant exposure to litigation

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session

Closed Session - Existing Litigation - Non-Federal

Closed Session - Threatened Litigation - Federal

Significant exposure to litigation in federal agency or court proceedings.

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session

Closed Session - Initiation of Litigation - Federal

Consideration of possible Commission initiation of, or intervention in, federal agency or court proceedings.

Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.

Closed Session - Federal

Item Conference with Legal Counsel-Existing Litigation

57

[8881]

FERC Docket No. ER06-615 and Related Items

California Independent System Operator corporation, FERC Docket No. ER06-615, also known as Market Redesign and Technology Update (MRTU).

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - FERC Docket No. EL00-95-000, et al.

Conference with Legal Counsel - Existing Litigation; San Diego Gas & Electric Co., FERC Docket No. EL00-95, Investigation of Practices of the California Independent System Operator and the California Power Exchange, FERC Docket EL00-98, and related dockets, CPUC v. FERC, Ninth Circuit Nos. 01-71051, et al., and 01-71934, et al., and related dockets.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Personnel Matters

Consideration of appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee.

Gov. Code § 11126(a), allows this item to be considered in Closed Session