
Public Utilities Commission of the State of California

Public Agenda 3249

Thursday, February 25, 2010 10:00 a.m.

San Francisco, California

Commissioners

Michael R. Peevey, President

John A. Bohn

Dian M. Grueneich

Nancy E. Ryan

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, March 08, 2010 (San Francisco)	Thursday, February 25, 2010 (San Francisco)
Monday, April 05, 2010 (San Francisco)	Thursday, March 11, 2010 (San Francisco)
Monday, April 19, 2010 (San Francisco)	Thursday, April 08, 2010 (San Francisco)
Monday, May 03, 2010 (San Francisco)	Thursday, April 22, 2010 (Los Angeles)
Monday, May 17, 2010 (San Francisco)	Thursday, May 06, 2010 (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
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PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 29, 32

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**

[9201]

Res ALJ 176-3249

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=412718

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);
Agenda 3242, Item 2 10/15/2009 (Staff);
Agenda 3243, Item 2 10/29/2009 (Staff);
Agenda 3244, Item 2 11/20/2009 (Staff);
Agenda 3245, Item 2 12/3/2009 (Staff);
Agenda 3246, Item 2 12/17/2009 (Staff);
Agenda 3247, Item 2 1/21/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

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

[8768]

Res E-4250

PROPOSED OUTCOME:

® Directs Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company to modify their Community Choice Aggregation (CCA) tariffs and clarifies rules that are intended to:

- ® Describe when customers may opt-out of CCA service.
- ® Prevent utilities from refusing to sell electricity to CCAs.
- ® Prevent utilities from offering goods, services, or programs as an inducement for a local government not to participate in a CCA.

ESTIMATED COST:

- ® No impact on utilities' revenue requirements.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=414597

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);
Agenda 3242, Item 7 10/15/2009 (Staff);
Agenda 3243, Item 4 10/29/2009 (Staff);
Agenda 3244, Item 3 11/20/2009 (Staff);
Agenda 3245, Item 3 12/3/2009 (Staff);
Agenda 3247, Item 3 1/21/2010 (Staff);
Agenda 3248, Item 2 2/4/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **Southern California Edison Company's Proposal Regarding**
4 **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=414602

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

Agenda 3242, Item 16 10/15/2009 (Peevey);
Agenda 3243, Item 7 10/29/2009 (Staff);
Agenda 3244, Item 5 11/20/2009 (Peevey);
Agenda 3247, Item 4 1/21/2010 (Staff);
Agenda 3248, Item 3 2/4/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item 5 Determines Ratemaking Treatment for Rural Telephone 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 or the California High Cost Fund A credited with the Rural Telephone Bank Stock redemption proceeds.
- ® Applicants ordered to Show Cause why they should not be fined for failing to disclose receipt of Rural Telephone Bank Stock redemption proceeds.

ESTIMATED COST:

- ® Jurisdictional portion of 30 million in aggregate rate relief.

(Comr Peevey - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=417064

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

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

Agenda 3242, Item 19 10/15/2009 (Staff);
 Agenda 3243, Item 9 10/29/2009 (Staff);
 Agenda 3244, Item 7 11/20/2009 (Staff);
 Agenda 3245, Item 6 12/3/2009 (Staff);
 Agenda 3246, Item 4 12/17/2009 (Staff);
 Agenda 3247, Item 6 1/21/2010 (Staff);
 Agenda 3248, Item 4 2/4/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item Modification of Decisions 06-12-030 and 08-04-023

6

[8868]

R05-06-040

Order Instituting Rulemaking to implement Senate Bill No. 1488 (2004 Cal. Stats., Ch. 690 (Sept. 22, 2004)) relating to confidentiality of information.

PROPOSED OUTCOME:

® Modifies Decision (D) 06-12-030 and D08-04-023 regarding conditions of access to market sensitive information.

® Closes the Proceeding.

ESTIMATED COST:

® None.

(Comr Grueneich - ALJ Yacknin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=415289

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

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

Agenda 3243, Item 12 10/29/2009 (Staff);

Agenda 3244, Item 9 11/20/2009 (Staff);

Agenda 3245, Item 8 12/3/2009 (Staff);

Agenda 3247, Item 8 1/21/2010 (Bohn)

Consent Agenda - Orders and Resolutions (continued)

**Item Southern California Edison Company's Request to Confirm
7 Nominee**

[9121]

Res E-4288, Advice Letter 2382-E, filed on September 16, 2009 - Related matters.

PROPOSED OUTCOME:

® Grants Southern California Edison Company's request to confirm its nominee, Aulana L. Peters, to the Committees of its Nuclear Decommissioning Trust Funds for a five year term starting on February 11, 2010.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=414613

Agenda 3247, Item 25 1/21/2010 (Simon);

Agenda 3248, Item 7 2/4/2010 (Simon)

**Item California-American Water Company to Establish a Cease
8 and Desist Order Memorandum Account**

[9128]

Res W-4824, Advice Letter 805 filed on October 5, 2009 - Related matters.

PROPOSED OUTCOME:

® Authorizes the establishment of the Cease and Desist Order Memorandum Account.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=414203

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

Agenda 3247, Item 30 1/21/2010 (Simon);

Agenda 3248, Item 8 2/4/2010 (Bohn)

Consent Agenda - Orders and Resolutions (continued)

Item Transfer of Indirect Control of Valencia Water Company

9

[9144]

A09-10-024

In the Matter of the Application of Newhall Holding Company, LLC, Newhall Intermediary Holding Company, LLC, LandSource Holding Company, LLC, and Valencia Water Company for Authority for Newhall Holding Company, LLC, Newhall Intermediary Holding Company, LLC and LandSource Holding Company, LLC, to Acquire Indirect Control Over Valencia Water Company.

PROPOSED OUTCOME:

® Approves Newhall Holding Company LLC, Newhall Intermediary Holding Company, LLC, and LandSource Holding Company, LLC to acquire indirect control of Valencia Water Company.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Bohn - ALJ Galvin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=417097

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

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

Agenda 3248, Item 10 2/4/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item 10 Termination of the Public Policy Payphone Program as Ordered in Decision 08-06-020

[9146]

Res T-17226

PROPOSED OUTCOME:

® Terminates the Public Policy Payphone Program, as provided for by Ordering Paragraph 25 in Decision 08-06-020, due to a lack of Payphone Providers' interest in the program.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=414129

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

Agenda 3248, Item 11 2/4/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

**Item Application to Clarify Rules for the California High-Cost
11 Fund-A Program**

[9158]

A09-01-002

Application to Modify Decision 91-09-042.

PROPOSED OUTCOME:

® Denies application to modify Decision 91-09-042, but states that the issues raised by applicants concerning the applicability of the AT&T Basic Rate for calculating the formula for California High-Cost Fund-A (CHCF-A) eligibility should be addressed in a new rulemaking where all relevant issues regarding the CHCF-A can be addressed.

® Closes the proceeding.

ESTIMATED COST:

® None foreseen in the near term.

® Potential impacts of opening a new rulemaking are uncertain.

(Comr Bohn - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=415455

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 Modification of Decision 08-11-044

12

[9162]

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.

PROPOSED OUTCOME:

® Modifies the technical requirement for advanced energy storage systems that are coupled with fuel cells.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Ebke)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=415272

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

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

Consent Agenda - Orders and Resolutions (continued)

**Item Selection of Candidates for Vacancy at the Diablo Canyon
13 Independent Safety Committee**

[9166]

Res E-4307

PROPOSED OUTCOME:

® The President of the California Public Utilities Commission has reviewed the applications of candidates for the July 1, 2010 vacancy at the Diablo Canyon Independent Safety Committee and selected Arnold Gundersen and Robert Budnitz for consideration by the appointing authority, the Attorney General of California.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=415538

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

Consent Agenda - Orders and Resolutions (continued)

Item **San Diego Gas & Electric Company's 2008 Electric Resource**
14 **Recovery Account Costs**

[9169]

A09-05-018

Application of San Diego Gas & Electric Company for Approval of: (i) Contract Administration, Least Cost Dispatch and Power Procurement Activities in 2008; (ii) Costs Related to those Activities Recorded to the Electric Resource Recovery Account and Transition Cost Balancing Account; and entries recorded to the Rate Reduction Bond Memorandum Account.

PROPOSED OUTCOME:

- ® Approves San Diego Gas & Electric Company's (SDG&E) 2008 Energy Resource Recovery Account (ERRA) compliance application.
- ® Finds SDG&E's contract administration, power purchase and least-cost dispatch activities in 2008 reasonable.
- ® Finds SDG&E's entries in the ERRA and Transition Cost Balancing Account for 2008 reasonable.
- ® Finds the entries in the Rate Reduction Bond Memorandum Account for December 1997 through December 31, 2008, and recovery of those costs, reasonable.
- ® Requires SDG&E to perform an audit of the ERRA every four years.
- ® Closes the proceeding.

ESTIMATED COST:

- ® This decision does not result in a rate change for SDG&E ratepayers.

(Comr Peevey - ALJ O'Donnell)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=415239

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 Southern California Edison Company Electric Rates
15 Reduced by \$20 Million**

[9172]

A09-08-001

Application of Southern California Edison Company for Approval of its Forecast 2010 Electric Resource Recovery Account Proceeding Revenue Requirement, to Consolidate all Commission-Authorized Revenue Requirements, and to Set Unbundled Rate Components Beginning January 1, 2010.

PROPOSED OUTCOME:

- ® Southern California Edison Company's revenue requirement for 2010 is estimated to be \$3.439 billion.
- ® Present rates are estimated to produce \$3.459 billion; therefore, rates are reduced by an amount to result in a \$20 million change in revenue collection.
- ® Closes the proceeding.

ESTIMATED COST:

- ® \$20 million saving.

(Comr Peevey - ALJ Barnett)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=413862

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 **Intelepeer, Inc. Certificate of Public Convenience and**
16 **Necessity**

[9173]

A09-10-008

Application of Intelepeer, Inc. for a Certificate of Public Convenience and Necessity to Provide Limited Facilities-based and Resold Local Exchange and Interexchange Service in California.

PROPOSED OUTCOME:

® Grants Intelepeer, Inc. a Certificate of Public Convenience and Necessity.

® Application 09-10-008 is closed.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=411227

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

Item **Disclosure of Records of an Investigation**
17

[9183]

Res L-392

Authorizes disclosure of records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of the July 3, 2008 accident that happened at the Victoria Avenue grade separated crossing at Milepost 399.61, DOT Crossing No.745665E, in the unincorporated area of Ventura County, California.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=417050

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

Consent Agenda - Orders and Resolutions (continued)

Item **TRANSTELCO, INC. Certificate of Public Convenience and**
18 **Necessity**

[9184]

A09-09-004

Application of TRANSTELCO, INC. for a Certificate of Public Convenience and Necessity to Provide Resold and Facility-Based Local Exchange Service throughout the State of California.

PROPOSED OUTCOME:

- ® Grants certificate of public convenience and necessity to TRANSTELCO, INC.
- ® Application 09-09-004 is closed.

ESTIMATED COST:

- ® None.

(Comr Grueneich - ALJ Kim)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=408869

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

Consent Agenda - Orders and Resolutions (continued)

Item 19 Southern California Gas Company and San Diego Gas & Electric Company to Establish a Memorandum Account

[9185]

Res G-3441, Southern California Gas Company Advice Letter 4004 and San Diego Gas & Electric Company Advice Letter 1876-G filed on July 24, 2009 - Related matters.

PROPOSED OUTCOME:

® Denies Southern California Gas Company and San Diego Gas & Electric Company's request for a Low Income Energy Efficiency related Natural Gas Appliance Testing Memorandum Account.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=416872

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

Consent Agenda - Orders and Resolutions (continued)

**Item Funding for Plumas-Sierra Telecommunications From the
20 California Advanced Services Fund**

[9186]

Res T-17230

PROPOSED OUTCOME:

® Adopts, conditionally, the California Advanced Services Fund (CASF) funding for the Plumas-Sierra Race Telecommunications (PST) Middle-Mile project in Plumas, Sierra, and Lassen Counties.

® The project is contingent on PST receiving an American Recovery and Reinvestment Act grant for 80% of the total project cost.

ESTIMATED COST:

® \$1,721,280 from the CASF, which represents 10% of the total project cost.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=415062

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

Consent Agenda - Orders and Resolutions (continued)

Item Lodi Gas Storage, LLC's Modification of Decision 00-05-048

21

[9187]

A09-06-011

PROPOSED OUTCOME:

® Denies the request of Lodi Gas Storage to modify Decision 00-05-048 to replace the currently required \$10 million surety bond with a parental guarantee in the same amount.

® Lodi is required to retain the \$10 million surety bond as condition of its certificate of public convenience and necessity.

® Closes the proceeding.

ESTIMATED COST:

® Approximately \$122,000 to Lodi Gas Storage in 2009, continuing annually while the gas storage facility operates.

(Comr Bohn - ALJ Vieth)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=417078

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

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

Item Disclosure of Records of an Investigation

22

[9189]

Res L-391

Authorizes the disclosure of records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of a July 19, 2007, railroad crossing incident and other investigative records that involve the Beech Avenue Crossing, 2-904.4, at Shafter, California.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=417113

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

Consent Agenda - Orders and Resolutions (continued)

**Item Pacific Gas and Electric Company's Renewable Power
23 Purchase Agreement with Topaz Solar Farms LLC**

[9190]

Res E-4314, Advice Letter 3514-E filed on August 21, 2009 - Related matters.

PROPOSED OUTCOME:

- ® Approves an amendment to Pacific Gas and Electric Company's renewable energy power purchase agreement with Topaz Solar Farms LLC.
- ® The amended contract is approved without modification.

ESTIMATED COST:

- ® Costs of this contract are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=416867

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

Consent Agenda - Orders and Resolutions (continued)

Item Resolution of the Limited Rehearing of Decision 08-02-036
24

[9191]

I07-01-022, A06-09-006, A06-10-026, A06-11-009, A06-11-010, A07-03-019 - Related matters.
Order Instituting Investigation to Consider Policies to Achieve the Commission's Conservation Objectives for Class A Water Utilities.

PROPOSED OUTCOME:

- ® Affirms Decision 08-02-036.
- ® Authorizes Class A water utilities to track legal and related costs incurred in participating in this proceeding from the date of issuance of the Order Instituting Investigation in memorandum accounts.

ESTIMATED COST:

- ® None.

(Comr Bohn - ALJ Grau)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E28099

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 Settlement Agreement
25

[9192]

Res E-4312, Advice Letter 3559-E Filed November 18, 2009 - Related matters.

PROPOSED OUTCOME:

® Approves a settlement agreement between Pacific Gas and Electric Company and Dynegy, Inc. related to a plant outage in 2007.

ESTIMATED COST:

® The settlement amount is confidential.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=413040

Item Annual Fee to Implement the Digital Infrastructure and Video
26 Competition Act for Fiscal Year 2009-10

[9193]

Res T-17260

PROPOSED OUTCOME:

® Sets the annual fee for the fiscal year 2009-2010 to be paid by each video franchise holder at \$0.0434 per household in its video franchise territory.

® This fee will generate revenue equal to the Commission's authorized budget for implementation of Assembly Bill 2987, the Digital Infrastructure and Video Competition Act.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=416182

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

Consent Agenda - Orders and Resolutions (continued)

**Item Pacific Gas and Electric Company Grant of Easement
27**

[9197]

Res E-4290, Advice Letter 3531-E filed on September 25, 2009 - Related matters.

PROPOSED OUTCOME:

® Approves a grant of easement to the Jourdain Family Trust to remedy an encroachment by the Jourdain Family House of Pacific Gas and Electric Company's Electra Tunnel Fee Strip pursuant to Public Utilities Code Section 851.

ESTIMATED COST:

® \$500.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=417161

Consent Agenda - Orders and Resolutions (continued)

Item **MassComm, Inc. dba Mass Communications Certificate of**
28 **Public Convenience and Necessity**

[9198]

A09-10-029

Application of MassComm, Inc. d/b/a Mass Communications for a Certificate of Public Convenience and Necessity to Permit the Company to Provide Resold Local Exchange Telecommunications Service within the State of California.

PROPOSED OUTCOME:

- ® Grants MassComm, Inc. dba Mass Communications, a Certificate of Public Convenience and Necessity for authority to provide resold local exchange service in California.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Simon - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=415450

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

29

[9210]

C09-05-009

Hypercube Telecom, LLC vs. Level 3 Communications, LLC.

PROPOSED OUTCOME:

® Extends statutory deadline from May 8, 2010 to May 8, 2011.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ DeAngelis)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=412428

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

Consent Agenda - Orders and Resolutions (continued)

**Item Kid Courier, LLC for a Passenger Stage Corporation
30 Certificate**

[9211]

A09-10-036

PROPOSED OUTCOME:

- ® Grants the application of Kid Courier, LLC for a certificate to operate as a passenger stage corporation specializing in the transportation of children between points in Marin County.
- ® Establishes a zone of rate freedom.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=412263

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

Consent Agenda - Orders and Resolutions (continued)

**Item The Sea Ranch Water Company, Inc.'s Authority to Issue and
31 Sell Debt Securities**

[9215]

Res W-4826, Advice Letter No. 77 filed on September 2, 2009 - Related matters.

PROPOSED OUTCOME:

® Authorizes the issuance and sale of debt securities not exceeding \$9,000,000 and to encumber assets to secure debt.

ESTIMATED COST:

® Construction expenditures and the resulting plant balances in rate base and the reasonableness of the cost of money resulting from the issuance of debt will be subject to review in a ratemaking proceeding.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=414207

**Item Order Extending Statutory Deadline
32**

[9216]

C08-03-001

Pacific Bell Telephone Company, d/b/a AT&T California vs. O1 Communications, Inc.

PROPOSED OUTCOME:

® Pursuant to Public Utilities Code § 1701.2(d), this order extends the deadline for resolving this proceeding to March 4, 2011.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ McKenzie)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=413549

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

Consent Agenda - Orders and Resolutions (continued)

Item 33 Revises Maximum Rate Tariff 4 Pages in Accordance with Decision 10-01-027

[9217]

Res TL-19098

PROPOSED OUTCOME:

® Adopts revised pages to Maximum Rate Tariff 4 necessary to implement the Commission's orders in Decision 10-01-027.

ESTIMATED COST:

® May increase rate paid by a small number of customers in limited areas of the state.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=414498

Consent Agenda - Orders and Resolutions (continued)

Item **Taylor Transport for a Passenger Stage Corporation**
34 **Certificate**

[9218]

A09-07-031

Application of Holly St. James, Cordny Henry, Wynette Vance and Marlene Cheatham, a General Partnership, doing business as Taylor Transport for Authority to Operate on Fridays, Saturdays and Sundays only as a scheduled Passenger Stage Operation with Service from Sacramento, CA to and from Mule Creek State Prison in Lone, CA; and Stockton, CA to and from Mule Creek State Prison, lone, CA; and to establish a Zone of Rate Freedom.

PROPOSED OUTCOME:

- ® Grants the application of Holly St. James, Cordny Alexander Henry, Wynette Vance, and Marlene Cheatham, a partnership, to operate as a scheduled passenger stage corporation between Sacramento, Stockton and Mule Creek State Prison in lone.
- ® Establishes a zone of rate freedom.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=414232

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

Consent Agenda - Orders and Resolutions (continued)

Item Southern California Edison Company's Lease of Land
35

[9226]

A09-11-002

In the Matter of the Application of Southern California Edison Company for Authority to Lease Available Land on the Barre-Ellis Transmission Right of Way to RVSA, LLC, a Limited Liability Company.

PROPOSED OUTCOME:

- ® Authorizes the lease of land on Southern California Edison Company's transmission right-of-way.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Ratepayers benefit by \$1,300,000 plus, over a 25-year lease.

(Comr Grueneich - ALJ Barnett)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=410924

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

Consent Agenda - Orders and Resolutions (continued)

Item New Order Instituting Investigation

36

[9227]

I. _____

Investigation on the Commission's Own Motion into the Closure of the Highway-Rail At-Grade Crossing at West Doran Street south of State Route 134 between San Fernando Road and West San Fernando Road, in the City of Glendale, California, DOT Crossing No. 746804B, CPUC Crossing No. 101VY-7.99, and the Effects of that Closure on the City of Glendale and Nearby Residents in the City of Los Angeles, California.

PROPOSED OUTCOME:

- ® Closure of the Doran Street at-grade highway-rail crossing in the City of Glendale, California.
- ® Improvements to the Brazil Street at-grade highway-rail crossing.
- ® Other measures to mitigate related hazards.

ESTIMATED COST:

- ® Unknown at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=417087

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

37

[9229]

R06-05-028

Order Instituting Rulemaking on the Commission's own Motion to review the telecommunications public policy programs.

PROPOSED OUTCOME:

® This decision extends the statutory deadline for resolving this proceeding to April 16, 2010.

ESTIMATED COST:

® None.

(Comr Bohn - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=414980

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

Consent Agenda - Intervenor Compensation Orders**Item Compensation to Hidden Hills Subunit Ratepayers
38 Association**

[9168]

A07-12-010

Application of California-American Water Company for an Order Authorizing a Special Conservation Program and Modifications to its Rate Design in its Monterey District, and Authorization to Increase its Rates for Water Service in its Monterey District.

PROPOSED OUTCOME:

- ® Awards Hidden Hills Subunit Ratepayers Association \$56,872.31 for substantial contributions to Decisions 09-02-006, 09-05-029, and 09-07-023.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Ratepayers of California American Water Company will pay \$56,872.31, plus interest.

(Comr Bohn - ALJ Walwyn)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=417057

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

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to Inland Aquaculture Group, L.L.C.
39

[9188]

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 Inland Aquaculture Group, L.L.C. \$57,443.16 for substantial contribution to Decision 09-03-025.

® Application 07-11-011 and Investigation 08-01-026 are closed.

ESTIMATED COST:

® Ratepayers of Southern California Edison Company will pay \$57,443.16, plus interest.

(Comr Peevey - ALJ DeAngelis)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=413269

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

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to The Utility Reform Network

40

[9200]

R87-11-012, A95-06-002 - Related matters.

Commission Rulemaking to Revise Time Schedule for Rate Case Plan and Fuel Offset Proceedings; Recommendations Filed by 1-11-88 with Certificate of Service.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$14,104.55 for substantial contribution to Decision 09-07-033.

® Closes the proceeding.

ESTIMATED COST:

® Ratepayers of Southern California Gas Company will pay \$14,104.55, plus interest.

(Comr Peevey - ALJ Cooke)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=412607

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to The Utility Reform Network

41

[9208]

R06-04-010

Order Instituting Rulemaking to Examine the Commission's post-2005 Energy Efficiency Policies, Programs, Evaluation, Measurement and Verification, and Related Issues.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$48,458.50 for its substantial contributions to Decision 08-12-059.

ESTIMATED COST:

® Ratepayers of Southern California Edison Company, San Diego Gas & Electric Company, Southern California Gas Company and Pacific Gas and Electric Company will pay \$48,458.50, plus interest, based on their California-jurisdictional electric and gas revenues for the 2008 calendar year.

(Comr Grueneich - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=412937

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

Regular Agenda

Regular Agenda - Energy Orders

Item 42 Tradable Renewable Energy Credits for the California Renewables Portfolio Standard Program Compliance

[8406]

R06-02-012

Order Instituting Rulemaking to Develop Additional Methods to Implement the California Renewables Portfolio Standard Program.

PROPOSED OUTCOME:

- ® Authorizes use of tradable renewable energy credits (TRECs) for the California Renewables Portfolio Standard Program compliance.
- ® Sets market rules for TREC market.
- ® Sets compliance and reporting rules for use of TRECs.
- ® Sets temporary cap of \$50.00/REC on TRECs used by utilities for RPS compliance.
- ® Sets temporary usage limit of 40% of RPS annual procurement target for TRECs used by three large utilities.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Simon)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=414569

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

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

Agenda 3248, Item 23 2/4/2010 (Staff)

Regular Agenda - Energy Orders (continued)

Item Long-Term Resource Adequacy Policy

43

[8994]

R05-12-013

Order Instituting Rulemaking to Consider Refinements to and Further Development of the Commission's Resource Adequacy Requirements Program.

PROPOSED OUTCOME:

- Ⓜ Adopts, as a matter of Commission policy, a multi-year forward capacity procurement requirement.
- Ⓜ Provides for implementation of the adopted policy in a new rulemaking.
- Ⓜ Closes the proceeding.

ESTIMATED COST:

- Ⓜ No direct incremental cost foreseen.

(Comr Peevey - ALJ Wetzell)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=414547

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

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

Agenda 3246, Item 61 12/17/2009 (Peevey);

Agenda 3247, Item 43 1/21/2010 (Staff);

Agenda 3248, Item 24 2/4/2010 (Staff)

Regular Agenda - Energy Orders (continued)

Item Pacific Gas and Electric Company Peak Day Pricing

44

[9127]

A09-02-022

Application of Pacific Gas and Electric Company for Approval of its 2009 Rate Design Window Proposals for Dynamic Pricing and Recovery of Incremental Expenditures Required for Implementation.

PROPOSED OUTCOME:

® Continues implementation of the Commission's policy to make dynamic pricing available for all electric customers by adopting and implementing default and optional critical peak pricing and time-of-use rates (together, referred to as Peak Day Pricing) beginning May 1, 2010, for Pacific Gas and Electric Company.

® Adopts appropriate customer outreach and education activities and measures to ensure customer awareness and understanding of the new rates and options.

® The revenue requirement associated with authorized costs will be included in rates through Pacific Gas and Electric Company's Annual Electric True-up advice letter filing.

® Recovery of potential cost overruns, including contingencies, and costs associated with Customer Care and Billing conversions are deferred to after-the-fact reasonableness review applications.

® Closes the Proceeding.

ESTIMATED COST:

® Authorizes cost recovery of capital expenditures and operating expenses amounting to \$123,585,000 for the years 2008-2010.

(Comr Peevey - ALJ Fukutome)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=414068

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

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

Agenda 3247, Item 46 1/21/2010 (Bohn);

Agenda 3248, Item 25 2/4/2010 (Peevey)

Regular Agenda - Energy Orders (continued)

Item **Pacific Gas and Electric Company's Solar Photovoltaic**
45 **Program**

[9195]

A09-02-019

Application of Pacific Gas and Electric Company to Implement and Recover in Rates the Costs of its Photovoltaic Program.

PROPOSED OUTCOME:

- ® Adopts a new program to develop 500 Megawatts of photovoltaic facilities by Pacific Gas and Electric Company (PG&E) and independent power producers in PG&E's service territory.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Prices for utility-owned generation and power purchase agreements will be capped at the weighted average price of photovoltaic projects from PG&E's 2009 renewables portfolio standard solicitation.

(Comr Peevey - ALJ Ebke)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E28123

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 Orders (continued)

Item **ALTERNATE TO ITEM 9195**
45a
[9196]

® The Alternate Proposed Decision (APD) approves a program that includes projects in the size range of one to three MW. The Proposed Decision (PD) does not.

® The APD allows up to 5% of the Utility Owned Generation capacity authorized under this program to be from facilities less than 1 MW in size and/or roof-mounted. The PD does not allow these types of projects to be pursued under the program.

(Comr Peevey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E28125

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

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=414616

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);
 Agenda 3242, Item 46 10/15/2009 (Staff);
 Agenda 3243, Item 51 10/29/2009 (Staff);
 Agenda 3244, Item 64 11/20/2009 (Peevey);
 Agenda 3245, Item 34 12/3/2009 (Staff);
 Agenda 3247, Item 49 1/21/2010 (Staff);
 Agenda 3248, Item 27 2/4/2010 (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=414622

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);
Agenda 3242, Item 47 10/15/2009 (Staff);
Agenda 3243, Item 52 10/29/2009 (Staff);
Agenda 3244, Item 65 11/20/2009 (Staff);
Agenda 3245, Item 35 12/3/2009 (Staff);
Agenda 3246, Item 69 12/17/2009 (Staff);
Agenda 3247, Item 50 1/21/2010 (Staff);
Agenda 3248, Item 28 2/4/2010 (Staff)

Regular Agenda - Energy Resolutions and Written Reports (continued)

Item **Extends and Modifies the Advice Letter Pilot Program**
48 **Adopted in Resolution ALJ-186 and Amended in Resolution**
[9194] **ALJ-202**

Res ALJ-244

PROPOSED OUTCOME:

Amends the Public Utilities Code § 851 advice letter Pilot Program regulations in order to implement Assembly Bill 698 (effective January 1, 2010), as follows:

® Permits the Executive Director or the Division Director having subject matter jurisdiction to approve certain Section 851 advice letters when no protest has been filed, no environmental review under the California Environmental Quality Act (CEQA) is required, and the transaction does not materially impact ratebase or require more extensive Commission review.

® Permits regulated utilities to file advice letters, rather than formal applications, to request Commission approval pursuant to Section 851 of certain transactions when the Commission is a Responsible Agency under CEQA and the Lead Agency has completed its CEQA review and has certified its environmental documents. These advice letters may be approved by Commission resolution only.

® Extends the Pilot Program for an additional one year until August 23, 2011, in order to allow sufficient time to obtain and consider comments from interested parties on other possible changes to the Pilot Program and whether the Pilot Program should be extended, discontinued, or made permanent.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=416138

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

Regular Agenda - Water/Sewer Orders**Item San Gabriel Valley Water Company Conservation Rate
49 Design and Memorandum Accounts**

[9132]

A08-09-008

In the Matter of the Application of San Gabriel Valley Water Company for authority to establish a conservation rate design, including a Water Revenue Adjustment Mechanism, modified cost balancing account, and Conservation Memorandum Account in compliance with Decision 08-06-022.

PROPOSED OUTCOME:

- Ⓜ Authorizes conservation rate designs, water revenue adjustment mechanism, and cost balancing accounts.
- Ⓜ Denies conservation and proceeding memorandum accounts.
- Ⓜ Closes the proceeding.

ESTIMATED COST:

- Ⓜ No change in revenue requirement.
- Ⓜ Reduces service charges, shifting higher proportion of revenues to quantity charges within a two-tier increasing block rate design.

(Comr Bohn - ALJ Weatherford)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E27297

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

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

Regular Agenda - Legal Division Matters**Item 50**
[9212] **Comments Before Federal Communications Commission
Regarding Preserving the Open Internet - Broadband
Industry Practices****GN Docket 09-191, WC Docket No. 07-52**

The Federal Communications Commission seeks comment on the best means of preserving a free and open Internet and drafts of proposals to achieve that end.

Item 51
[9222] **Comments Before Federal Energy Regulatory Commission
Regarding Notice Requesting Comments on Regional
Transmission Organization and Independent System
Operator Performance Metrics****FERC Docket No. AD10-5-000**

® Staff seeks Commission authorization to comment on Federal Energy Regulatory Commission's (FERC) Request For Comments, which seeks comments on a set of performance metric topics that FERC proposes to require Independent System Operators (ISO) and Regional Transmission Organizations (RTO) to report annually in an "ISO/RTO Metric Report."

® FERC also requests comments on an additional nine performance measures that are currently under review for inclusion in the ISO/RTO Metric Reports.

® The Commission's comments will address whether the proposed metric topics will effectively track the performance of ISO/RTO operations and markets, including (1) whether the Commission agrees that the proposed metric topics are suitable and desirable for reporting by each ISO/RTO, and (2) recommended clarifications to topics or suggested additional topics for inclusion.

Regular Agenda - Legislative and Other Matters

Regular Agenda - Commissioner's Reports

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

52

[9202]

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

53

[9170]

A08-09-007

Disposition of Applications for Rehearing of Decision (D) 09-04-010, jointly filed by California Pilots Association, SkyWest Townhouse Homeowners Association and Hayward Area Planning Association, and jointly filed by Californians for Renewable Energy, Inc. and Rob Simpson ("CARE/Simpson"). In D09-04-010, the Commission approved settlement agreement regarding the second amended and restated power purchase agreement.

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

Agenda 3248, Item 32 2/4/2010 (Staff)

Closed Session - Applications for Rehearing (continued)

Item Conference with Legal Counsel - Application for Rehearing

54

[9205]

R08-11-005

Disposition of Applications for rehearing of Decision (D) 09-08-029 filed by Los Angeles Department of Water and Power. In D09-08-029, the Commission implemented measures for electric transmission and distribution lines and related communication facilities to reduce fire hazards in California before the start of the 2009 fire season.

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

55

[9203]

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