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# ***Public Utilities Commission of the State of California***

## ***Public Agenda 3256***

***Thursday, June 24, 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>

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### **Scheduled Commission Meetings**

**505 Van Ness Avenue, San Francisco**

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (1:30 p.m.) <b><i>Closed to the Public</i></b>	<i>Commission Meeting</i> Auditorium (10 a.m.) <b><i>Open to the Public</i></b>
Friday, July 02, 2010 (San Francisco)	Thursday, July 08, 2010 (San Francisco)
Monday, July 26, 2010 (San Francisco)	Thursday, July 29, 2010 (San Francisco)
Monday, August 09, 2010 (San Francisco)	Thursday, August 12, 2010 (San Francisco)
Monday, August 30, 2010 (San Francisco)	Thursday, September 02, 2010 (San Francisco)
Monday, September 20, 2010 (San Francisco)	Thursday, September 23, 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  
(415) 703-2074 E-mail: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)



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**PUBLIC COMMENT**

**The following items are not subject to public comment:**

- All items on the closed session agenda.
- 13, 33

**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**

[9497]

**Res ALJ 176-3256**

**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.

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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=425922](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=425922)

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

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

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Consent Agenda - Orders and Resolutions (continued)

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);  
Agenda 3249, Item 2 2/25/2010 (Staff);  
Agenda 3250, Item 2 3/11/2010 (Staff);  
Agenda 3251, Item 2 4/8/2010 (Staff);  
Agenda 3252, Item 2 4/22/2010 (Staff);  
Agenda 3253, Item 2 5/6/2010 (Staff);  
Agenda 3254, Item 2 5/20/2010 (Staff);  
Agenda 3255, Item 3 6/3/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

**Item 3 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=427369](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427369)

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

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

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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);  
 Agenda 3249, Item 5 2/25/2010 (Simon);  
 Agenda 3250, Item 4 3/11/2010 (Simon);  
 Agenda 3251, Item 4 4/8/2010 (Peevey);  
 Agenda 3252, Item 3 4/22/2010 (Bohn );  
 Agenda 3254, Item 3 5/20/2010 (Staff);  
 Agenda 3255, Item 2 6/3/2010 (Staff)

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Consent Agenda - Orders and Resolutions (continued)

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

**4**

[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=424631](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=424631)

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

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

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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 );  
Agenda 3249, Item 6 2/25/2010 (Peevey);  
Agenda 3250, Item 6 3/11/2010 (Peevey);  
Agenda 3252, Item 4 4/22/2010 (Bohn );  
Agenda 3254, Item 4 5/20/2010 (Simon)

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Consent Agenda - Orders and Resolutions (continued)

**Item                    Petition to Modify Decision 07-08-029**  
**5**

[9266]

**A04-08-018**

In the Matter of the Application of Southern California Gas Company to Establish Regulatory Authority Over the Access for Natural Gas Provided by California Gas Producers.

**PROPOSED OUTCOME:**

® Grants Southern California Gas Company's (SoCalGas) petition to modify Decision (D) 07-08-029 as set forth in the decision.

® D07-08-029 is modified by adopting a one hour monitoring and enforcement protocol for natural gas produced in California which flows into SoCalGas's transmission system.

® Closes the proceeding.

**ESTIMATED COST:**

® None.

(Comr Peevey - ALJ Wong)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=424602](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=424602)

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

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

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Agenda 3251, Item 13 4/8/2010 (Staff);

Agenda 3253, Item 3 5/6/2010 (Staff);

Agenda 3254, Item 5 5/20/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

**Item Pacific Gas and Electric Company's Reappointment of  
6 William E. Downing**

[9398]

**Res E-4318**, Advice Letter 3579-E, filed on December 18, 2009 - Related matters.

**PROPOSED OUTCOME:**

® Grants Pacific Gas and Electric Company's request to confirm its nominee William E. Downing to the Committees of its Nuclear Decommissioning Trust Funds for a five year term, May 3, 2010 through May 2, 2015.

**ESTIMATED COST:**

® None.

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=424872](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=424872)

Agenda 3253, Item 17 5/6/2010 (Simon);

Agenda 3254, Item 16 5/20/2010 (Simon)

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Consent Agenda - Orders and Resolutions (continued)

**Item                    San Diego Gas & Electric Company's Renewable Power  
7                        Purchase Agreement with Alta Mesa, LLC.**

[9410]

**Res E-4331**, Advice Letter 2136-E filed on December 31, 2009 - Related matters.

**PROPOSED OUTCOME:**

- ® Approves cost recovery for a San Diego Gas & Electric Company renewable energy power purchase agreement (PPA) with Alta Mesa, LLC.
- ® The PPA is approved with modification.

**ESTIMATED COST:**

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

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=426563](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=426563)

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

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Agenda 3254, Item 18 5/20/2010 (Staff);

Agenda 3255, Item 6 6/3/2010 (Staff)

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Consent Agenda - Orders and Resolutions (continued)

**Item                    Petition for Modification of Decision 07-09-004**

**8**

**(Rev.)**

[9453]

**A06-03-005**

Application of Pacific Gas and Electric Company To Revise Its Electric Marginal Costs, Revenue Allocation, and Rate Design.

**PROPOSED OUTCOME:**

® Denies the Pacific Gas and Electric Company, Division of Ratepayer Advocates, The Utility Reform Network, and the Western Manufactured Housing Communities Association petition for modification of Decision 07-09-004. The proposal to revise the method for establishing rate differentials among residential electric rate tiers should be addressed in Application 10-03-014, Pacific Gas and Electric Company's Test Year 2011 General Rate Case Phase 2 filing.

® Application 06-03-005 remains open.

**ESTIMATED COST:**

® None.

(Comr Bohn - ALJ Fukutome)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427327](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427327)

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

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

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Agenda 3255, Item 11 6/3/2010 (Staff)

06/15/2010 - This revision was not shown on the Agenda mailed to the public.

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Consent Agenda - Orders and Resolutions (continued)

**Item 9 Southern California Edison Company to Issue New Long-Term Debt and Preferred Equity**

[9457]

**A10-01-011**

Application of Southern California Edison Company to issue, sell, and deliver one or more series of Debt Securities and guarantee the obligations of others in respect of the issuance of Debt Securities, the total aggregate principal amount of such indebtedness and guarantees not to exceed \$3.5 billion; to execute and deliver one or more indentures; to sell, lease, assign, mortgage, or otherwise dispose of or encumber utility property; to issue, sell and deliver in one or more series, an aggregate amount not to exceed \$1.0 billion par or stated value of Cumulative Preferred Stock and guarantee the obligations of others in respect of the issuance of that Stock; and for an exemption from the Commission's Competitive Bidding Rule.

**PROPOSED OUTCOME:**

- ® Authorizes the issuance of up to \$2.49 billion of new long-term debt and up to \$811 million of new preferred equity.
- ® Closes the proceeding.

**PROPOSED OUTCOME:**

- ® None.

(Comr Peevey - ALJ Wilson)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=425808](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=425808)

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

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

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Agenda 3255, Item 13 6/3/2010 (Simon)

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Consent Agenda - Orders and Resolutions (continued)

**Item**                    **Southern California Edison Company's Modifications to its**  
**10**                        **Reliability Investment Incentive Mechanism**

[9470]

**Res E-4313**, Advice Letter 2408-E Filed on November 20, 2009 - Related matters.

**PROPOSED OUTCOME:**

® Southern California Edison Company (SCE) will escalate its 2009 Reliability Investment Incentive Mechanism (RIIM) capital expenditures and additions by 4.25% to derive its 2010 RIIM capital expenditures and additions, and will escalate the 2010 results by 4.35% for 2011.

**ESTIMATED COST:**

® No increase in ratepayer cost results, because overall rates for the period 2009-2011 were adopted in Decision 09-03-025; up to \$70 million could be returned to ratepayers at the end of the three-year period if SCE chooses not to spend it under RIIM.

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=426914](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=426914)

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

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Consent Agenda - Orders and Resolutions (continued)

**Item                    Union Pacific Railroad Company, Keene Water System**  
**11                        Authority for a Rate Base Offset Revenue Increase**

[9472]

**Res W-4830**, Advice Letter 9 filed on February 22, 2010 - Related matters.

**PROPOSED OUTCOME:**

® Authorizes a rates base offset arising from the water plant additions ordered by Decision 06-07-034.

**PROPOSED OUTCOME:**

® \$36,194.

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=426480](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=426480)

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

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Agenda 3255, Item 20 6/3/2010 (Staff)

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Consent Agenda - Orders and Resolutions (continued)

**Item                    Asset Lease Agreement with Contra Costa Water District**

**12**

[9476]

**A09-08-004**

In the matter of the Application of Golden State Water Company for authority to implement corrective measures for water quality and fluoridate the water in the Bay Point Customer Service Area and to increase rates by \$611,669 or 9.90% in Year 1, \$609,588 or 9.86% in Year 2 and \$25,739 or 0.42% in Year 3.

**PROPOSED OUTCOME:**

- ® Conditional approval of an Asset Lease Agreement with Contra Costa Water District.
- ® Rejection of a proposed settlement between Golden State Water Company and the Division of Ratepayer Advocates.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® \$4,700,000.

(Comr Bohn - ALJ Walwyn)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427076](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427076)

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

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

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Consent Agenda - Orders and Resolutions (continued)

**Item                    Final Order Closing Proceeding**

**13**

[9477]

**C08-06-026**

Frank S. Roeth, Dave Bates, and Scott Harris, and others similarly situated vs. Chris Monet, doing business as Redwood Lodge Water Co., an unregulated water company.

**PROPOSED OUTCOME:**

- ® Decision finds no remaining issues.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Bohn - ALJ Bushey)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427239](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427239)

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

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

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Consent Agenda - Orders and Resolutions (continued)

**Item**                    **Talton Communications, Inc. Certificate of Public  
14**                    **Convenience and Necessity**

[9478]

**A10-01-004**

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

**PROPOSED OUTCOME:**

- ® Grants a Certificate of Public Convenience and Necessity to Talton Communications, Inc.
- ® Requires payment of an \$11,000 penalty.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Simon - ALJ MacDonald)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427229](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427229)

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

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

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Consent Agenda - Orders and Resolutions (continued)

**Item California-American Water Company's Request to Issue up  
15 to \$85 Million of New Long-Term Debt Securities**

[9490]

**A10-03-024**

Application of California-American Water Company (1) to issue, sell and deliver not exceeding in the aggregate \$85 million of debt securities consisting of long-term notes; and (2) exempting the issuance, sale and delivery of such debt securities from the Commission's competitive bidding rule.

**PROPOSED OUTCOME:**

- ® Authorizes issuance of \$85 million of long-term Debt Securities.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Bohn - ALJ Wilson)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427083](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427083)

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

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

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**Item Disclosure of Records of an Investigation**

**16**

[9499]

**Res L-396**

Authorizes the disclosure of records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of a July 14, 2009, railroad crossing incident that occurred at Bay Point/Pittsburg, California.

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=426685](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=426685)

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

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Consent Agenda - Orders and Resolutions (continued)

**Item                    Southern California Edison Company's Renewable Energy  
17                    Power Purchase Agreement with Aero Energy, LLC**

[9501]

**Res E-4338**, Advice Letter 2451-E Filed on March 17, 2010 - Related matters.

**PROPOSED OUTCOME:**

® Approves cost recovery for an amended renewable energy power purchase and sale agreement between Southern California Edison Company and Aero Energy, LLC.

**ESTIMATED COST:**

® Actual costs are confidential at this time.

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=426944](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=426944)

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

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**Item                    Rules for Public Comment at Business Meetings  
18**

[9503]

**Res ALJ-252**

**PROPOSED OUTCOME:**

® Adopts rules for public comment at business meetings.

**ESTIMATED COST:**

® None.

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427195](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427195)

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

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Consent Agenda - Orders and Resolutions (continued)

**Item 19 Settlement Agreement on Phase 3 Issues Pertaining to  
Emergency Triggered Demand Response Programs**

[9504]

**R07-01-041**

Order Instituting Rulemaking Regarding Policies and Protocols for Demand Response Load Impact Estimates, Cost-Effectiveness Methodologies, Megawatt Goals and Alignment with California Independent System Operator Market Design Protocols.

**PROPOSED OUTCOME:**

- ® Adopts an unopposed settlement resolving Phase 3 issues in this Proceeding. Settlement transitions emergency-triggered Demand Response (DR) customers to priced-triggered DR products or more useful reliability triggered DR.
- ® Limits the amount of reliability-triggered DR receiving Resource Adequacy Payments.

**ESTIMATED COST:**

- ® None.

(Comr Grueneich - ALJ Sullivan)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427110](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427110)

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

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

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Consent Agenda - Orders and Resolutions (continued)

**Item                    San Diego Gas & Electric Company's Request for  
20                        Confirmation of Donna J. Weston**

[9505]

**Res E-4337**, Advice Letter 2158-E filed on March 30, 2010 - Related matters.

**PROPOSED OUTCOME:**

- ® Approves San Diego Gas & Electric Company's (SDG&E) nomination of Donna J. Weston.
- ® Confirms the reappointment of Donna J. Weston to serve on SDG&E's Nuclear Facilities Decommissioning Master Trust Committee for an additional five-year term, starting on July 6, 2010.

**ESTIMATED COST:**

- ® None.

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=423710](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=423710)

**Item                    Approval of California Energy Commission's Report  
21**

[9506]

**Res G-3448**

**PROPOSED OUTCOME:**

- ® Approves the California Energy Commission's (CEC) Report, Program Plan and Funding Request for Fiscal Year 2010-2011, Natural Gas Public Interest Research Program.
- ® Approves the CEC request pursuant to California Public Utilities Commission Decision 04-08-010.

**ESTIMATED COST:**

- ® \$24 million for Fiscal Year 2010-2011.

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=426802](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=426802)

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

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Consent Agenda - Orders and Resolutions (continued)

**Item 22**  
**(Rev.)**  
[9508]

**Partial Settlement and Compression Cost Issue in Pacific Gas and Electric Company's Biennial Cost Allocation Proceeding**

**A09-05-026**

Application of Pacific Gas and Electric Company to Revise its Gas Rates and Tariffs to be Effective July 1, 2010.

**PROPOSED OUTCOME:**

- ® Grants the December 23, 2009 motion to adopt the Partial Settlement of all issues in this proceeding except for two issues.
- ® Adopts a proposed compression cost component of \$0.83 per therm as part of the transportation charge in PG&E's Schedule G-NGV2 rate.

**ESTIMATED COST:**

- ® Allocates the previously authorized distribution gas revenue requirement of \$1.113 billion to the gas customers of PG&E.
- ® As a result of the changes agreed to in the Partial Settlement, the gas rates of all customer classes will change.

(Comr Simon - ALJ Wong)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427339](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427339)

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

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

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06/23/2010 - This revision was not shown on the Agenda mailed to the public.

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Consent Agenda - Orders and Resolutions (continued)

**Item                   Adopts Local Procurement Obligations for 2011 and Further  
23                   Refining the Resource Adequacy Program**

[9509]

**R09-10-032**

Order Instituting Rulemaking to Oversee the Resource Adequacy Program, Consider Program Refinements, and Establish Annual Local Procurement Obligations.

**PROPOSED OUTCOME:**

- ® Establishes a local capacity procurement obligation of 28,058 megawatts for 2011.
- ® Adopts a qualifying capacity Methodology Manual.
- ® Modifies the penalty structure for failure to timely procure adequacy capacity.

**ESTIMATED COST:**

- ® Unknown.

(Comr Peevey - ALJ Gamson)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427250](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427250)

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

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

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Consent Agenda - Orders and Resolutions (continued)

**Item**                    **Southern California Edison Company's Authorization to**  
**24**                         **Temporarily Modify Capacity-Related Credits Provided**  
[9510]                    **Under the Critical Peak Pricing Programs**

**A09-12-024**

In the Matter of the Application of Southern California Edison Company for Authority to Make Various Electric Rate Design Changes.

**PROPOSED OUTCOME:**

- ® Grants authority to temporarily modify the capacity-related credits provided under the Critical Peak Pricing Program to avoid overpayments.
- ® Defers increase in incentives of the Summer Discount Program.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Bohn - ALJ MacDonald)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427209](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427209)

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

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

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Consent Agenda - Orders and Resolutions (continued)

**Item**                    **California American Water Company's 2010 and 2011**  
**25**                        **Revenue Requirement and Rates for its Larkfield, Los**  
**(Rev.)**                    **Angeles and Sacramento Districts**  
[9511]

**A09-01-013**, A09-05-008, A09-07-002 - Related matters.

**PROPOSED OUTCOME:**

® Authorizes rate increases in California American Water Company's Larkfield, Los Angeles, and Sacramento Districts.

® Closes the proceeding.

**ESTIMATED COST:**

® Larkfield District - \$3,079,900 a 7.23% increase;

® Los Angeles District - \$25,850,700 a 26.99% increase; and

® Sacramento District - \$45,438,300 a 24.27% increase.

(Comr Bohn - ALJ Rochester)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427336](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427336)

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

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

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06/23/2010 - This revision was not shown on the Agenda mailed to the public.

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Consent Agenda - Orders and Resolutions (continued)

**Item Pacific Gas and Electric Company's Modification to its Gas  
26 and Electric Regulatory Accounts**

[9512]

**Res G-3447**, PG&E Advice Letter (AL) 3094-G/3618-E, filed on February 12, 2010; SCE AL 2434-E, filed on February 5, 2010; SDG&E AL 2137-E/1917-G, filed on January 15, 2010; SoCalGas AL 4060, filed on January 15, 2010, and 4060-A, filed on February 10, 2010 - Related matters.

**PROPOSED OUTCOME:**

® Denies the utility requests without prejudice.

**ESTIMATED COST:**

® None.

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=426915](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=426915)

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

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**Item North Gualala Water Company's Cost Recovery  
27**

[9514]

**Res W-4832**, Advice Letter 68 filed on June 4, 2009 - Related matters.

**PROPOSED OUTCOME:**

® Authorizes the surcharge for five years for recovery of its costs for participating in a groundwater classification proceeding.

**ESTIMATED COST:**

® The total cost of recovery is \$147,306.10.

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=424824](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=424824)

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

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Consent Agenda - Orders and Resolutions (continued)

**Item                    Petition for Modification of Decision 09-09-047**  
**28**

[9515]

**A08-07-021** , A08-07-022, A08-07-023, A08-07-031 - Related matters.

Application of Southern California Edison Company for Approval of its 2009-2011 Energy Efficiency Program Plans and Associated Public Goods Charge and Procurement Funding Requests.

**PROPOSED OUTCOME:**

® Grants the Petition for Modification of Decision 09-09-047 by Southern California Edison Company and Southern California Gas Company to continue the Palm Desert Demonstration Projects for a limited time to allow consideration of an Application regarding the future of the Partnership.

® Closes the proceeding.

**ESTIMATED COST:**

® Up to \$1.95 million through December 31, 2010 from existing funding sources.

(Comr Grueneich - ALJ Gamson)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427240](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427240)

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

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

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Consent Agenda - Orders and Resolutions (continued)

**Item                    Extending Deadline for Resolving Rulemaking**

**29**

[9519]

**R06-05-028**

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

**PROPOSED OUTCOME:**

® Decision extends statutory deadline to August 23, 2010.

**ESTIMATED COST:**

® None.

(Comr Bohn - ALJ Bushey)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=424306](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=424306)

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

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**Item                    San Diego Gas & Electric Company to Establish Three New  
30                        Temporary Experimental Residential Rate Schedules For  
[9527]                    Plug-In Electric Vehicle Charging**

**Res E-4334**, Advice Letter 2157-E, Filed on March 26, 2010 - Related matters.

**PROPOSED OUTCOME:**

® Approves implementation of the experimental rate schedules beginning January 1, 2011. The temporary rates will remain in effect until November 30, 2012 (or until completion of the related pricing pilot research project.)

**ESTIMATED COST:**

® To the extent that Plug-in Electric Vehicle charging creates material secondary impacts on existing distribution systems, cost recovery associated with upgrades will comply with applicable Commission orders and tariff rules.

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427111](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427111)

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Consent Agenda - Orders and Resolutions (continued)

**Item                    Adil Abdelmaged Haroun for a Passenger Stage Corporation**  
**31                        Certificate**

[9529]

**A10-03-027**

**PROPOSED OUTCOME:**

® Grants the application of Adil Abdelmaged Haroun, dba Swagg Shuttle Express, to operate as an on-call passenger stage corporation between points in Alameda, Contra Costa, Marin, Napa, San Francisco, San Joaquin, San Mateo, Santa Clara, and Solano Counties, and San Francisco, Oakland, and San Jose International Airports.

® Establishes a zone of rate freedom.

® Closes the proceeding.

**ESTIMATED COST:**

® None.

(Exam Clark)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=425716](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=425716)

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

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Consent Agenda - Orders and Resolutions (continued)

**Item                    Nationwide Long Distance Service, Inc's Transfer of Control  
32                        to Andrea Hysten**

[9531]

**A10-03-003**

**PROPOSED OUTCOME:**

- ® Grants transfer of control of Nationwide Long Distance Service, Inc. to Andrea Hysten.
- ® Closes Application 10-03-003.

**ESTIMATED COST:**

- ® None.

(Comr Simon - ALJ Wilson)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=424228](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=424228)

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

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Consent Agenda - Orders and Resolutions (continued)

**Item                    Decision Extending Deadline**

**33**

[9540]

**C08-06-018**

XO Communications Services, Inc. vs. Fones4All Corporation.

**PROPOSED OUTCOME:**

® Decision extends statutory deadline until August 2, 2011.

**ESTIMATED COST:**

® None.

(Comr Simon - ALJ Reed)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=425957](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=425957)

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

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Consent Agenda - Orders and Resolutions (continued)

**Item                    Medallion Telecom, Inc's Certificate of Public Convenience  
34                        and Necessity**

[9541]

**A09-12-031**

Application of Medallion Telecom, Inc. for a Certificate of Public Convenience and Necessity to Provide Resold Local Exchange Services in the State of California.

**PROPOSED OUTCOME:**

® Grants a Certificate of Public Convenience and Necessity to Medallion Telecom, Inc.

® Closes the proceeding.

**ESTIMATED COST:**

® None.

(Comr Simon - ALJ MacDonald)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=424245](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=424245)

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

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**Consent Agenda - Intervenor Compensation Orders****Item Compensation to Surfrider Foundation****35**

[9549]

**A04-09-019**

In the Matter of the Application of California-American Water Company for a certificate of public convenience and necessity to construct and operate its Coastal Water Project to resolve the long-term water supply deficit in its Monterey District and to recover all present and future costs in connection therewith in rates.

**PROPOSED OUTCOME:**

® Awards Surfrider Foundation \$17,119.64 for substantial contribution to Decision 09-12-017.

**ESTIMATED COST:**

® The ratepayers of California American Water Company will pay \$17,119.64, plus interest.

(Comr Bohn - ALJ Minkin)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=425735](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=425735)

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

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Consent Agenda - Intervenor Compensation Orders (continued)

**Item Compensation to The Utility Reform Network**

**36**

[9554]

**A09-04-008**

Application of Southern California Edison Company For Authorization to Recovery Costs necessary to Co-Fund a Feasibility Study of a California Integrated Gasification Combined Cycle with Carbon Capture and Storage.

**PROPOSED OUTCOME:**

® Awards The Utility Reform Network \$81,190.50 for substantial contributions to Decision 09-12-014.

**ESTIMATED COST:**

® Ratepayers of Southern California Edison Company will pay \$81,190.50, plus interest.

(Comr Peevey - ALJ Sullivan)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=425651](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=425651)

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

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## Regular Agenda - Energy Orders

### Item 37 Pacific Gas and Electric Company's Applications for Approval of Power Purchase Agreements

[9411]

**A09-10-022**, A09-10-034 - Related matters.

Application of Pacific Gas and Electric Company for Approval of Agreements Related to the Novation of the California Department of Water Resources Agreement with GWF Energy LLC, Power Purchase Agreement with GWF Energy II LLC, and Associated Cost Recovery.

#### **PROPOSED OUTCOME:**

® Conditionally approves the proposed Tracy Transaction and the proposed Los Esteros Transaction. These two transactions would together procure 588 megawatts (MW) of fossil capacity, including 254 MW of new capacity. Pacific Gas and Electric Company (PG&E) is required to resubmit these transactions for Commission approval via a Tier 1 advice letter if future events create an unfilled need for new capacity authorized by the Commission.

® PG&E is directed to work with the California Department of Water Resources (DWR) to novate to PG&E, as soon as practical, DWR's existing power purchase agreements (PPAs) with the Tracy Facility and the Los Esteros Facility.

® Approves the proposed Peakers Transaction, which includes a long-term PPA to procure 502 MW of capacity, energy, and ancillary services from 10 existing facilities. PG&E is authorized to recover the costs of the Peakers Transaction via the Energy Resources Recovery Account. PG&E is also authorized to recover future stranded costs, if any. PG&E may recover stranded costs, if any, from departing load customer via a non-bypassable charge.

® Closes the proceeding.

#### **ESTIMATED COST:**

® The estimated cost of the approved Peakers Transaction is confidential at this time.

® The estimated cost of the Tracy Transaction and Los Esteros Transaction, if resubmitted, is also confidential at this time.

® There is no additional cost associated with the novation of DWR's existing PPAs with the Tracy Facility and the Los Esteros Facility.

(Comr Peevey - ALJ Kenney)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=425838](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=425838)

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

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

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Agenda 3254, Item 41 5/20/2010 (Peevey);

Agenda 3255, Item 32 6/3/2010 (Bohn )

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Regular Agenda - Energy Orders (continued)

**Item Smart Grid Deployment Plan Requirements**

**38**

[9498]

**R08-12-009**

Order Instituting Rulemaking to Consider Smart Grid Technologies Pursuant to Federal Legislation and on the Commission's own Motion to Actively Guide Policy in California's Development of a Smart Grid System.

**PROPOSED OUTCOME:**

- ® Determines requirements for Smart Grid deployment plans for Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company, consistent with Senate Bill 17 (Padilla), Chapter 327, Statutes of 2009.
- ® Requires that the utilities file annual reports on Smart Grid activities.

**ESTIMATED COST:**

- ® None.

(Comr Ryan - ALJ Sullivan)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427311](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427311)

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

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

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Regular Agenda - Energy Orders (continued)

**Item**                    **Jurisdiction of the Commission Over the Sale of Electricity at  
39                            Retail to the Public for the Sole Use as a Motor Vehicle Fuel**

[9500]

**R09-08-009**

Order Instituting Rulemaking on the Commission's own motion to consider alternative-fueled vehicle tariffs, infrastructure and policies to support California's greenhouse gas emissions reduction goals.

**PROPOSED OUTCOME:**

® Concludes that the ownership or operation of a facility that sells electricity at retail to the public for use only as a motor vehicle fuel and the selling of electricity at retail from that facility to the public for use only as a motor vehicle fuel does not make the corporation or person a public utility within the meaning of Public Utilities Code § 216 solely because of that sale, ownership or operation.

**ESTIMATED COST:**

® None.

(Comr Ryan - ALJ DeAngelis)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=E31361](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E31361)

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

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

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Regular Agenda - Energy Orders (continued)

**Item**                    **Pacific Gas and Electric Company's Cornerstone**  
**40**                        **Improvement Project to Improve Electric Distribution System**  
[9507]                    **Reliability**

**A08-05-023**

Application of Pacific Gas and Electric Company for Authority to Increase Revenue Requirements to Recover the Costs to Implement a Program to Improve the Reliability of Its Electric Distribution System.

**PROPOSED OUTCOME:**

® Determines that Pacific Gas and Electric Company (PG&E) has not demonstrated the need for its broad based Cornerstone Improvement Project that is designed to elevate PG&E's electric distribution reliability to a substantially higher level and would require \$1,992.0 million in capital and \$58.9 million in expense over the period 2010 through 2016.

® Adopts a reduced program, for the year 2010 through 2013, that 1) addresses specifically identified problems related to worst-performing circuits and substation transformer emergency capacity, and 2) implements feeder interconnectivity and rural reliability projects that are cost-effective.

® Rejects other aspects of the request without prejudice and concludes that PG&E should address all future electric distribution reliability matters in an integrated fashion through the general rate case process.

® Application 08-05-023 is closed.

**ESTIMATED COST:**

® \$357.4 million in capital and \$9.2 million in expense over the period 2010 through 2013.

(Comr Peevey - ALJ Fukutome)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427207](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427207)

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

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

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**Regular Agenda - Energy Resolutions and Written Reports****Item Pacific Gas and Electric Company, San Diego Gas & Electric  
41 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=425981](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=425981)

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

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## Regular Agenda - Energy Resolutions and Written Reports

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);  
Agenda 3249, Item 47 2/25/2010 (Staff);  
Agenda 3250, Item 38 3/11/2010 (Staff);  
Agenda 3251, Item 54 4/8/2010 (Staff);  
Agenda 3252, Item 34 4/22/2010 (Staff);  
Agenda 3253, Item 35 5/6/2010 (Staff);  
Agenda 3254, Item 44 5/20/2010 (Staff);  
Agenda 3255, Item 34 6/3/2010 (Staff)

**Regular Agenda - Communication Resolutions and Reports**

**Item**                    **Fundings for the Race Telecommunications Mojave Air and**  
**42**                        **Space Port Project from the California Advanced Services**  
[9517]                    **Fund**

**Res T-17279**

**PROPOSED OUTCOME:**

® Adopts California Advanced Services (CASF) funding for the Mojave Air and Space Port project in the unserved and underserved areas of Kern county.

**ESTIMATED COST:**

® \$506,199 from the CASF which represents 40% of the total project cost.

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=426672](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=426672)

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

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**Regular Agenda - Legal Division Matters****Item 43**  
[9530] **Comments Before Federal Communications Commission In the Matter of Connect America Fund, a National Broadband Plan for Our Future High-Cost Universal Service Support****WC Docket No. 10-90, GN Docket No. 09-51 and GN Docket No. 09-51**

The Federal Communications Commission seeks comment on a Notice of Inquiry (NOI) and Notice of Proposed Rulemaking (NPRM) on whether the Commission should use a model to help determine universal service support levels in areas where there is no private sector business case to provide broadband and voice services. The NOI also seeks comment on the best way to create an accelerated process to target funding toward new deployment of broadband networks in unserved areas. Finally, the accompanying NPRM seeks comment on specific common-sense reforms to cap growth and cut inefficient funding in the legacy high-cost support mechanisms and to shift the savings toward broadband communications. Staff seeks authority to file comments.

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**Regular Agenda - Legislative and Other Matters****Item                    Governmental Renewable Energy–Self Generation Program****44**

[9446]

**AB 2724 (Blumenfield)**

This bill would rename the program the Governmental Renewable Energy Self-Generation Program. The bill would authorize a state agency to receive a bill credit to be applied to a designated benefiting account for electricity exported to the electrical grid by an eligible state renewable generating facility. The bill, in the case of an eligible state renewable generating facility interconnected with the facilities of an electrical corporation, would require the California Public Utilities Commission to adopt a rate tariff for the benefiting account. (Legislative Subcommittee Recommendation: Oppose Unless Amended)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=425549](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=425549)

Agenda 3254, Item 52 5/20/2010 (Simon);

Agenda 3255, Item 43 6/3/2010 (Simon)

**Item                    Public Utilities Commission: Earned Income Tax Credit****45****(Rev.)**

[9449]

**SB 1154 (Cedillo)**

This bill would require the commission to ensure that all applications for the California Alternate Rates for Energy and the Universal Lifeline Telephone Service programs include information about the applicant's eligibility to qualify for the Federal Earned Income Tax Credit. (Legislative Subcommittee Recommendation: Oppose Unless Amended)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427283](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427283)

Agenda 3254, Item 55 5/20/2010 (Staff);

Agenda 3255, Item 45 6/3/2010 (Staff)

06/22/2010 - This revision was not shown on the Agenda mailed to the public.

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Regular Agenda - Legislative and Other Matters (continued)

**Item                    Water Charges and Meters: Multiunit Structures**

**46**

[9484]

**AB 1975 (Fong)**

This bill, with a certain exception, would require every water purveyor that provides water service to a multiunit residential structure or a mixed-use residential and commercial structure, for which the first occupancy permit for a newly constructed building is issued on or after January 1, 2012, to require the installation of meters or submeters on each individual dwelling unit as a condition of new water service to that property. (Legislative Subcommittee Recommendation: Support)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=425504](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=425504)

Agenda 3255, Item 38 6/3/2010 (Bohn )

**Item                    Telephone Corporations: Residential Telephone Service:**

**47**

**911 Calls**

[9491]

**SB 1375 (Price)**

This bill would require local telephone corporations to provide every subscriber of tariffed residential basic exchange service, rather than every existing and newly installed residential telephone connection, with access to "911" emergency service.

Agenda 3255, Item 46 6/3/2010 (Staff)

**Item                    Net Energy Metering/Aggregated Load for Agricultural**

**48**

**Customers**

[9533]

**AB 51 (Blakeslee)**

This bill would require, for the purposes of determining whether an agricultural customer-generator using wind or solar electric generation is a net consumer or a net surplus customer-generator during a 12-month period, the electric utility to aggregate the electrical load of the agricultural customer under the same ownership located on property adjacent or contiguous to the generation facility. (Legislative Subcommittee Recommendation: Oppose Unless Amended)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427235](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427235)

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Regular Agenda - Legislative and Other Matters (continued)

**Item                    Net Energy Metering Cap Increase**

**49**

[9534]

**AB 228 (Huffman)**

This bill would raise the eligible size of a solar and wind Net Energy Metering (NEM) project from 1 MW to 5 MW. The bill would raise the amount of solar and wind generation eligible for NEM from 5% of a utility's total electricity sales to 6% of a utility's total electricity sales. The bill would set aside 1% of the NEM cap for large commercial customers, defined as those customers greater than 500 kW in average total monthly load. (Legislative Subcommittee Recommendation: Oppose Unless Amended)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427247](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427247)

**Item                    Dual Renewable Resources**

**50**

[9535]

**AB 2378 (Tran)**

Existing law establishes the renewable energy resources program that is administered by the State Energy Resources Conservation and Development Commission to increase the amount of electricity generated from eligible renewable energy resources per year. Existing law defines various terms, including "in-state renewable electricity generation facility," for the purposes of the program. "In-state renewable electricity generation facility" is defined as meeting certain criteria, including that the facility uses specified renewable resource technology. This bill would amend that definition to expressly specify that it includes a facility that uses a combination of those renewable resource technologies. (Legislative Subcommittee Recommendation: Support)

**Item                    Combined Heat and Power Systems**

**51**

[9536]

**AB 2498 (Skinner)**

The existing Waste Heat and Carbon Emissions Reduction Act authorizes the Public Utilities Commission to require an electrical corporation to purchase excess electricity from an eligible customer of the electrical corporation that is delivered by a combined heat and power system that complies with the sizing, energy efficiency, and air pollution control requirements of the act. This bill would redefine combined heat and power system and greenhouse gas or greenhouse gases for purposes of the act.

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Regular Agenda - Legislative and Other Matters (continued)

**Item**                    **State Energy Resources Conservation and Development**  
**52**                        **Commission: Chair: Duties**

**(Rev.)**

[9537]

**SB 1435 (Padilla)**

This bill would provide that the ownership, control, operation, or management of a facility that supplies electricity only for use to power electric vehicles or plug-in hybrid vehicles does not make the corporation or person a public utility for purposes of the act.

This bill would require the Public Utilities Commission to adopt rules that are applicable to each facility that supplies electricity for use to power electric vehicles or plug-in hybrid vehicles, which is located within the service territory of an electrical corporation, to achieve certain results.

06/22/2010 - This revision was not shown on the Agenda mailed to the public.

**Item**                    **Telecommunications: California Broadband Council**  
**53**

**(Rev.)**

[9539]

**SB 1462 (Padilla)**

This bill would establish the California Broadband Council composed of specified members. The bill would impose specified duties on the council relating to the promotion of broadband deployment and adoption throughout the state. (Legislative Subcommittee Recommendation: Support)

[http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC\\_ID=427270](http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=427270)

06/22/2010 - This revision was not shown on the Agenda mailed to the public.

## 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**

**54**

[9523]

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.*

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**Item                    Conference with Legal Counsel - Application for Rehearing**

**55**

[9492]

**A09-03-001**

Disposition of Application for Rehearing of Resolution T-17133, filed by Cal-Ore Telephone Company (Cal-Ore). Resolution T-17133 involves Cal-Ore's General Rate Case that was filed through Advice Letter No. 320.

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

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Agenda 3255, Item 51 6/3/2010 (Staff)

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Closed Session - Applications for Rehearing (continued)

**Item                    Conference with Legal Counsel - Application for Rehearing**

**56**

**(Rev.)**

[9522]

**A07-02-026**

Disposition of Application for Rehearing of Decision (D) 09-09-023, filed by Californians for Renewable Energy (CARE). D09-09-023 involves the award of intervenor compensation to CARE for its substantial contributions in D08-05-028.

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

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06/24/2010 - This revision was not shown on the Agenda mailed to the public.

**Item                    Conference with Legal Counsel - Application for Rehearing**

**57**

[9528]

**R08-12-009**

Disposition of Application for Rehearing of Decision 09-09-029 (Decision) filed by the Consumer Federation of California. The Decision established processes and procedures to enable timely Commission review of utility Smart Grid project proposals which may be eligible for federal co-funding under the American Recovery and Reinvestment Act of 2009.

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

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**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.*

**Item                    Conference with Legal Counsel - Initiation of Litigation**

**58**

[9467]

I. \_\_\_\_\_

Deliberation on Order Instituting Investigation and/or Order to Show Cause into the operations and practices of persons or entities under the Commission's jurisdiction. (Disclosure of the case name would fail to protect the private economic or business reputation of the person or entity if the proceeding or disciplinary actions is not commenced.)

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

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

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Agenda 3254, Item 60 5/20/2010 (Staff);

Agenda 3255, Item 52 6/3/2010 (Staff)

**Item                    Conference with Legal Counsel - Initiation of Litigation**

**59**

[9546]

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

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

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**Item                    Conference with Legal Counsel - Initiation of Litigation**

**60**

[9550]

I. \_\_\_\_\_

Deliberation on institution of investigation of proceedings or disciplinary actions against persons or entities under the Commission's jurisdiction. (Disclosure of the case name would fail to protect the private economic or business reputation of the person or entity if the proceeding or disciplinary actions is not commenced.)

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

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

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**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**

**61**

[9524]

**FERC Docket No. E06-615 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.*

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**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*