
Public Utilities Commission of the State of California

Public Agenda 3261

Thursday, September 23, 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>
Friday, October 08, 2010 (San Francisco)	Thursday, September 23, 2010 (San Francisco)
Monday, October 25, 2010 (San Francisco)	Thursday, October 14, 2010 (San Francisco)
Monday, November 15, 2010 (San Francisco)	Thursday, October 28, 2010 (San Francisco)
Monday, November 29, 2010 (San Francisco)	Friday, November 19, 2010 (San Francisco)
Monday, December 13, 2010 (San Francisco)	Thursday, December 02, 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.
- 12, 21, 24, 33, 44

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**

[9688]

Res ALJ 176-3261

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=432430

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)

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);
Agenda 3256, Item 2 6/24/2010 (Staff);
Agenda 3257, Item 2 7/8/2010 (Staff);
Agenda 3258, Item 2 7/29/2010 (Staff);
Agenda 3259, Item 2 8/12/2010 (Staff);
Agenda 3260, Item 2 9/2/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item SFPP, L.P. to Charge Market-Based Rates

3

[9572]

A09-05-014, A08-06-008, A08-06-009 - Related matters.

Application of SFPP, L.P. for authority, pursuant to Public Utilities Code Section 455.3, to increase its rates for pipeline transportation services within California.

PROPOSED OUTCOME:

® Denies application to charge market-based rates for pipeline transportation of refined petroleum products.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Bemserfer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=432334

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

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

Agenda 3258, Item 11 7/29/2010 (Staff);

Agenda 3260, Item 4 9/2/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **At-Grade Highway-Rail Crossing Over the San Diego**
4 **Metropolitan Transit System Tracks**

[9627]

A10-01-018

Application of the San Diego Unified Port District to convert an existing at-grade private crossing into an at-grade crossing for a public road over the tracks of San Diego & Arizona Eastern Railway Company and the San Diego Metropolitan Transit System in the City of Chula Vista, County of San Diego, California.

PROPOSED OUTCOME:

- ® Grants authorization to the San Diego Unified Port District to change the status of the crossing of H Street and the San Diego Metropolitan Transit System tracks from private to public.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Discretionary project, not within scope of applicant request.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433299

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

Consent Agenda - Orders and Resolutions (continued)

**Item Golden State Water Company's Surcharge to Recover Lost
5 Revenues From Reduced Water Consumption by Customers**

[9663]

Res W-4840, Advice Letter (AL) 1352-W, Filed on October 16, 2009; AL 1353-W, Filed on October 16, 2009; AL 1354-W, Filed on October 16, 2009. - Related matters.

PROPOSED OUTCOME:

- ® Authorizes the utility to make Advice Letters 1352-W thru 1358-W effective upon approval of this resolution;
- ® Recovery of costs associated with customer notice is denied at this time, but it may seek recovery at the time it seeks recovery of costs associated with water conservation measures specified in Attachment A; and
- ® Submit supplemental tariff sheets for the above advice letters reflecting on the most recent Commission approved tariffs, changes authorized by this resolution.

ESTIMATED COST:

® \$1,381,640.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433387

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

Agenda 3260, Item 9 9/2/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **Southwest Gas Corporation's Issuance of up to \$200 Million
6** **of New Debt Securities**

[9689]

A10-04-008

In the Matter of the Application of Southwest Gas Corporation for authority to: (i) issue one or more types of debt securities in the principal amount of up to \$200,000,000; (ii) refinance previously issued short-term debt securities; (iii) refinance previously authorized securities under the "Evergreening Authority" guidelines; and (iv) enter into one or more interest rate risk management contracts.

PROPOSED OUTCOME:

- ® Authorizes Southwest Gas Corporation to issue up to \$200 million of new debt securities.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Simon - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=432433

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

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

Agenda 3260, Item 19 9/2/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item Appeal of Field Citation 366

7

[9697]

Res ALJ-256

PROPOSED OUTCOME:

® Affirms Field Citation 366 issued to Steven Shawn Won, an individual doing business as AllStar Limousine by the Commission's Consumer Protection and Safety Division on February 22, 2010.

ESTIMATED COST:

® \$4,000.00 fine.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433110

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

Consent Agenda - Orders and Resolutions (continued)

Item Petition to Modify Decision 08-12-031

8

[9703]

A07-02-022

In the Matter of the Application of Southern California Edison Company for a Permit to Construct Electrical Facilities with Voltages Between 50 kV and 200 kV: El Casco System Project.

PROPOSED OUTCOME:

® Denies petition for modification.

® Application 07-02-022 is closed.

ESTIMATED COST:

® No change in costs.

(Comr Grueneich - ALJ Kolakowski)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433290

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 9 Shasta Telecom Inc., Reinstatement of Certificate of Public Convenience and Necessity

[9704]

A10-05-014

In the Matter of the Application of Shasta County Telecom, Inc. for Reinstatement of Certificate of Public Convenience and Necessity to Construct Telecommunications Facilities and to Provide Local Exchange and Interexchange Service to and Within Certain Previously-Unserved Territory in the Northeastern Intermountain area of Shasta County.

PROPOSED OUTCOME:

® Grants Shasta Telecom, Inc. reinstatement of Certificate of Public Convenience and Necessity in order to provide limited facilities based local exchange service and interexchange service.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E33466

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

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

Item 10 Disclosure of Records of an Investigation

[9713]

Res L-399

Authorizes the disclosure of records related to the Consumer Protection and Safety Division's investigation of an electrocution incident which occurred on June 5, 2010 in the City of Orinda.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433027

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

Consent Agenda - Orders and Resolutions (continued)

**Item San Diego Gas & Electric Company's Renewable Power
11 Purchase Agreement With Pacific Wind, LLC**

[9715]

Res E-4358, Advice Letter 2159-E Filed on April 30, 2010 - Related matters.

PROPOSED OUTCOME:

- ® Approves a San Diego Gas & Electric Company amended and restated renewable energy power purchase agreement (PPA) with Pacific Wind, LLC for wind power.
- ® The amended and restated PPA is approved without modification.

ESTIMATED COST:

- ® Costs of this amended and restated contract are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433343

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

**Item Decision Granting Relief
12**

[9717]

(ECP) C10-02-024

John S. Davis vs. Southern California Edison Company.

PROPOSED OUTCOME:

- ® Orders Southern California Edison Company to replace the noisy pad-mounted transformer in Complainant's backyard with a quieter one, at no cost to Complainant.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Approximately \$2,500.

(Comr Simon - ALJ Barnett)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=424530

Consent Agenda - Orders and Resolutions (continued)

Item Decision Closing the Proceeding

13

[9720]

R08-04-012

Order Instituting Rulemaking to Consider Revisions to the Planning Reserve Margin for Reliable and Cost-Effective Electric Service.

PROPOSED OUTCOME:

® Closes Rulemaking 08-04-012.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433579

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's Renewable Energy**
14 **Power Purchase Agreement With Desert Sunlight Holdings,**
[9722] **LLC**

Res E-4357, Advice Letter 3629-E Filed on March 8, 2010 - Related matters.

PROPOSED OUTCOME:

- ® Approves cost recovery for Pacific Gas and Electric Company's renewable energy power purchase agreement (PPA) with Desert Sunlight Holdings, LLC.
- ® The PPA is approved without modifications.

ESTIMATED COST:

- ® Costs of the PPA's are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433283

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

Consent Agenda - Orders and Resolutions (continued)

Item **Southern California Edison Company's Permit to Construct**
15 **the Triton Substation Project**

[9724]

A08-11-019

In the Matter of the Application of Southern California Edison Company for a Permit to Construct Electrical Facilities With Voltages Between 50 kV and 200 kV: Triton Substation Project.

PROPOSED OUTCOME:

- ® Grants Southern California Edison Company a permit to construct the Triton Substation Project.
- ® Adopts the mitigation, monitoring, reporting and compliance plan.
- ® Adopts the final mitigated negative declaration.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Grueneich - ALJ Kim)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433570

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

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

Consent Agenda - Orders and Resolutions (continued)

**Item California Water Service Company to Issue Equity and Debt
16 Securities**

[9725]

A10-01-013

Application of California Water Service Company, a California corporation, for an order to issue and sell additional debt and equity securities not exceeding the aggregate amount of \$350,000,000 and other related requests.

PROPOSED OUTCOME:

® California Water Service Company is authorized to issue \$200,000,000 in equity securities and \$150,000,000 in debt securities between 2010 and 2014.

® Application 10-01-013 is closed.

ESTIMATED COST:

® Unknown.

(Comr Bohn - ALJ DeBerry)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433640

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's Hedging Plan Revisions

17

[9727]

Res E-4362, Advice Letter 3699-E Filed on July 2, 2010 - Related matters.

PROPOSED OUTCOME:

® Pacific Gas and Electric Company (PG&E) proposes to revise its Electricity and Gas Hedging Plan to increase the maximum allowable Liquidity Limit, a component of PG&E's Liquidity Management Strategy, and to make other associated revisions discussed in the confidential section of this resolution.

® PG&E's proposal is approved without modification.

ESTIMATED COST:

® Up to \$2.5 million, as discussed in the confidential section of this resolution.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431342

Item WWC License LLC to Relinquish It's Designation Status

18

[9728]

Res T-17292, Advice Letter 55, Filed on August 2, 2010 - Related matters.

PROPOSED OUTCOME:

® WWC License will relinquish its designation status as an Eligible Telecommunications Carrier.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433034

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

Consent Agenda - Orders and Resolutions (continued)

Item **Southern California Edison Company's Twelve Renewable**
19 **Power Purchase Agreements and Amendments to Two**
(Rev.) **Existing Contracts**
[9732]

Res E-4359, Advice Letter 2457-E Filed on March 29, 2010 and Advice Letter 2457-E-A Filed on June 15, 2010 - Related matters.

PROPOSED OUTCOME:

® Approves cost recovery for twelve renewable power purchase agreements resulting from Southern California Edison Company's 2009 Renewables Standard Contracts Program and four related amendments to two existing power purchase and sale agreements with WM Energy Solutions, Inc.

® These power purchase agreements (PPA) and amendments are approved without modification.

ESTIMATED COST:

® The estimated total cost of the thirteen PPA's is \$556,000,000.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433564

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

09/21/2010 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Orders and Resolutions (continued)

**Item New Communications of the Southwest, Inc. to be an Eligible
20 Telecommunications Carrier**

[9733]

Res T-17293, Advice Letter (AL) 2, Filed on June 17, 2010. Supplemental AL 2A, Filed on July 7, 2010 - Related matters.

PROPOSED OUTCOME:

® New Communications of the Southwest, Inc. will be designated as an Eligible Telecommunications Carrier in the service areas it acquired from Verizon California.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433169

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

**Item Order of Dismissal
21**

[9735]

(ECP) C10-06-005

James Jones vs. Pacific Bell Telephone Company, dba AT&T California.

PROPOSED OUTCOME:

® Dismisses Case 10-06-005.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Barnett)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=430864

Consent Agenda - Orders and Resolutions (continued)

Item Fruitridge Vista Water Company's General Rate Increase
22

[9736]

Res W-4842, Advice Letter No. 91 Filed on April 26, 2010 - Related matters.

PROPOSED OUTCOME:

- ® Authorizes the utility to file a supplemental Advice Letter 91 implementing the approved rates.
- ® To recover the balance in the User Fee Balancing Account through a one-time surcharge.
- ® To recover the balance in its Purchased Power Balancing Account.

ESTIMATED COST:

® \$441,243.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431772

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

Item Order Extending Statutory Deadline
23

[9738]

R06-05-028

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

PROPOSED OUTCOME:

- ® Extends the statutory deadline to November 22, 2010.

ESTIMATED COST:

® None.

(Comr Bohn - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431773

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

24

[9743]

C09-09-003

Pacific Bell Telephone Company, California Corporation d/b/a AT&T California, vs. Sprint Spectrum, L.P., WirelessCo., L.P., and Sprint Telephony PCS, L.P., jointly d/b/a Sprint PCS.

PROPOSED OUTCOME:

® Extends the statutory deadline 12 months until September 8, 2011.

ESTIMATED COST:

® None.

(Comr Grueneich - ALJ Bemserfer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=432127

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

Consent Agenda - Orders and Resolutions (continued)

Item Manjit Singh for a Passenger Stage Corporation Certificate

25

[9748]

A10-06-010

PROPOSED OUTCOME:

® Grants the application of Manjit Singh to operate as an on-call passenger stage corporation between points in Alameda, Contra Costa, Marin, San Francisco, 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=431392

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

Consent Agenda - Orders and Resolutions (continued)

Item **Berhanu Lemma for a Passenger Stage Corporation**
26 **Certificate**

[9749]

A10-07-014

PROPOSED OUTCOME:

- ® Grants the application of Berhanu Lemma dba Satiro Sedan Service to operate as an on-call passenger stage corporation between San Diego International Airport and other points in the City of San Diego and points in Los Angeles, Orange, Riverside, and San Diego Counties.
- ® Establishes a zone of rate freedom.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431462

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

Consent Agenda - Orders and Resolutions (continued)

**Item Cabanas Xpress, LLC for a Passenger Stage Corporation
27 Certificate**

[9750]

A10-06-015

PROPOSED OUTCOME:

® Grants the application of Cabanas Xpress, LLC to operate as an on-call passenger stage corporation between points in the Counties of San Diego, Orange, Los Angeles, San Bernardino, Riverside, Kern, Fresno, Monterey, Santa Clara, San Francisco, Alameda, and Sacramento and between points in the Counties of Los Angeles, San Bernardino, and Riverside and Los Angeles International, Ontario International, and Long Beach Airports, and Los Angeles and Long Beach Harbors.

® Establishes a zone of rate freedom.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431096

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

Consent Agenda - Orders and Resolutions (continued)

**Item Four Star Transit, Inc. for a Passenger Stage Corporation
28 Certificate**

[9751]

A10-07-010

PROPOSED OUTCOME:

® Grants the application of Four Star Transit, Inc. to operate as an on-call passenger stage corporation between San Diego International Airport, San Diego Cruise Ship Terminal, and other points in the City of San Diego and points in Los Angeles, Orange, Riverside, and San Diego Counties.

® Establishes a zone of rate freedom.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431046

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

Consent Agenda - Orders and Resolutions (continued)

**Item San Diego Gas & Electric Company's Request to Issue New
29 Debt and Preferred Stock**

(Rev.)

[9752]

A10-05-016

Application of San Diego Gas & Electric Company for authorization to: (1) issue Debt Securities (First Mortgage Bonds, debentures, overseas indebtedness, foreign securities, medium term notes, accounts receivable financing), and to enter into long-term loans, in an aggregate principal amount up to \$800 million of debt capital, in addition to previously-authorized amounts; (2) issue certain tax-exempt Debt Securities in order to guarantee the obligations of others; (3) include certain features in the Debt Securities or to enter into certain derivative transactions related to underlying debt in order to improve the terms and conditions of the debt portfolio and with the goal of lowering the cost of money for the benefit of ratepayers; (4) issue and sell up to \$150 million of par or stated-value Preferred or Preference Stock, in addition to previously authorized amounts; (5) hedge planned issuances of Debt Securities, Preferred or Preference Stock; (6) obtain certain exemptions from the Commission's Competitive Bidding Rule; and (7) take all other necessary, related actions.

PROPOSED OUTCOME:

® Authorizes San Diego Gas & Electric Company to issue up to \$800 million Debt Securities and up to \$150 million Preferred or Preference Stock.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433179

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

09/15/2010 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Orders and Resolutions (continued)

Item **To Convert a Private At-Grade Road Crossing at the Tracks
30** **of the North Coast Railroad Authority to a Public Crossing**

[9755]

A10-03-023

In the Matter of the Application of the City of Healdsburg to convert a private at grade road crossing at the tracks of the North Coast Railroad Authority to a public crossing in the County of Sonoma, State of California.

PROPOSED OUTCOME:

- ® Grants the City of Healdsburg authority to convert a private at- grade road crossing at the tracks of the North Coast Railroad Authority to a public crossing in the County of Sonoma.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Discretionary project, not within scope of applicant request.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=432538

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

Consent Agenda - Orders and Resolutions (continued)

**Item Southern California Edison Company to End Monthly
31 Reporting Requirement Imposed by Decision 04-12-016**

[9756]

A10-02-011

Application of Southern California Edison Company to End the Monthly Reporting Requirement Under Commission Decision 04-12-016.

PROPOSED OUTCOME:

- ® Ends monthly reporting requirement mandated by Decision 04-12-016 on Southern California Edison Company.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Ryan - ALJ MacDonald)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=432157

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

Consent Agenda - Orders and Resolutions (continued)

Item 32 Krush Communications LLC for Registration of a Certificate of Public Convenience and Necessity

(Rev.)

[9757]

A10-05-021

Application of Krush Communications, LLC for Registration as an Interexchange Carrier Telephone Corporation Pursuant to the Provision of Public Utilities Code Section 1013.

PROPOSED OUTCOME:

® Granting of Certificate of Public Convenience and Necessity to provide interexchange service as a Non-Dominant Interexchange Carrier.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433297

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

09/15/2010 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

33

[9758]

C06-10-015

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

PROPOSED OUTCOME:

® Extends the statutory deadline of this proceeding until October 11, 2011.

ESTIMATED COST:

® None.

(Comr Grueneich - ALJ DeBerry)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=432179

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Deadline for Resolving Rulemaking

34

[9771]

R09-01-019

Order Instituting Rulemaking to Examine the Commission's Energy Efficiency Risk/Reward Incentive Mechanism.

PROPOSED OUTCOME:

® Extends deadline for resolving rulemaking by 60 days to December 13, 2010.

ESTIMATED COST:

® None.

(Comr Bohn - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433508

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

**Item September 2010 Addendum to Summary of Material Terms
59 of Department of Water Resources Financing Documents**

(Rev.)

[9791]

General Counsel's Report

Approval of the September 2010 Addendum to Summary of Material Terms of Department of Water Resources (DWR) Financing Documents, to provide for refinancing of a portion of DWR's Power Supply Revenue Bonds.

This item will also be placed on the Commission's October 14, 2010 agenda for ratification.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433526

09/15/2010 - This item was not listed on the agenda distributed to the public.

Consent Agenda - Intervenor Compensation Orders**Item Compensation to Women's Energy Matters****35****(Rev.)**

[9718]

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 Women's Energy Matters \$3,344.80 for substantial contributions to Decision (D) 07-10-032, D08-07-047, and D10-02-003.

® Denies compensation for contributions to D07-09-043.

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 the awarded amount of \$3,344.80, plus interest.

(Comr Grueneich - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433441

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

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

09/21/2010 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to The Utility Reform Network

36

[9726]

R09-05-006

Rulemaking on the Commission's own Motion into the Exemption from Public Utilities Code §851 for Uniform Regulatory Framework and other Competitive Carriers.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$27,298.07 for substantial contribution to Decision 10-05-019.

ESTIMATED COST:

® The California Public Utilities Commission Intervenor Compensation Fund will pay \$27,298.07 plus interest.

(Comr Peevey - ALJ McKenzie)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431289

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to The Utility Reform Network

37

[9734]

R07-05-025

Rulemaking Regarding Whether, or Subject to What Conditions, the Suspension of DirectAccess May Be Lifted Consistent with Assembly Bill 1X and Decision 01-09-060.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$35,854.20 for substantial contribution to Decision (D) 10-03-022 and D10-05-039.

ESTIMATED COST:

® Ratepayers of Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company shall pay pro-rated shares of \$35,854.20, plus interest, if applicable.

(Comr Peevey - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431285

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to The Utility Reform Network

38

[9741]

A10-02-029

Application of Pacific Gas and Electric Company for Expedited Authorization to Change Residential Electric Rates Effective June 1, 2010, to Provide Summer 2010 Rate Relief for Households with Upper Tier Consumption.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$37,067 for contributions to Decision 10-05-051.

ESTIMATED COST:

® Ratepayers of Pacific Gas and Electric Company will pay the awarded amount of \$37,067, plus interest beginning October 2, 2010.

(Comr Peevey - ALJ Barnett)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431775

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to The Utility Reform Network

39

[9761]

A09-02-013, A09-04-018 - Related matters.

Application of Pacific Gas and Electric Company for Approval and Recovery of Costs Associated with its Fuel Cell Project.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$33,388.41 for substantial contribution to Decision 10-04-028.

® Application (A) 09-02-013 and A09-04-018 are closed.

ESTIMATED COST:

® Ratepayers of Pacific Gas and Electric Company and Southern California Edison Company will each pay one-half awarded amount, plus interest.

(Comr Peevey - ALJ Duda)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431287

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

[9762]

A09-02-019

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

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$34,997.50 for substantial contribution to Decision 10-04-052.

ESTIMATED COST:

® Ratepayers of Pacific Gas and Electric Company will pay \$34,997.50, plus interest.

(Comr Peevey - ALJ Ebke)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431230

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

[9766]

A09-10-012, A09-11-010 - Related matters.

In the Matter of the Application of Southern California Edison Company for Modification of Decision 05-09-018 to Extend EDR-Retention Rates.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$34,208 in compensation for its substantial contribution to Decision 10-06-015.

® Closes Application (A.) 09-10-012 and A09-11-010.

ESTIMATED COST:

® Ratepayers of Southern California Edison Company and Pacific Gas and Electric Company will each pay one half of the \$34,208 award.

(Comr Peevey - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431890

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

Regular Agenda

Regular Agenda - Legal Division Matters

Item San Bruno Natural Gas Pipeline Explosion

42

(Rev.)

[9782]

Res L-403

® Ratification of staff direction to Pacific Gas and Electric Company (PG&E).

® Orders PG&E to fund the investigation.

® Establishment of a Blue Ribbon Panel.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433349

09/15/2010 - This revision was not shown on the Agenda mailed to the public.

**Item Comments Before the Federal Energy Regulatory
43 Commission Regarding Proposed Demand Response
[9760] Payment and Cost Allocation**

FERC Docket No. RM10-17

Request for authorization to file comments regarding proposed Demand Response compensation and cost allocation methods to be set by the Federal Energy Regulatory Commission.

Regular Agenda - Energy Orders
Item 44 Decision resolving a rehearing for SFPP, L.P., in Complaint 97-04-025 and related proceedings

[9370]

C97-04-025, C00-04-013, C06-12-031, A00-03-044, A03-02-027, A04-11-017, A06-01-015, A06-08-028 - Related matters.

ARCO Products Company, Mobil Oil Corporation, and Texaco Refining and Marketing Inc. vs. SFPP, L.P.

PROPOSED OUTCOME:

- ® Finds the Sepulveda Line is dedicated to public service.
- ® Finds that SFPP is not entitled to a ratemaking allowance for income taxes.
- ® Finds SFPP has not correctly allocated costs.
- ® Finds rates for Watson Station and Sepulveda facilities must be cost-based.
- ® Dismisses A.00-03-044 without prejudice, and dismisses C.00-04-013.
- ® Adopts a 2003 capital structure and cost of capital.
- ® Requires Tier 1 advice letters to implement refunds.
- ® Case (C) 97-04-025, C.06-12-031, A.00-03-044, A.03-02-027, A.06-08-028 remain open and consolidated.

ESTIMATED COST:

- ® Uncertain, but will result in substantial refunds to customers.

(Comr Peevey - ALJ Long)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=432769

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

Agenda 3253, Item 33 5/6/2010 (Peevey);

Agenda 3255, Item 31 6/3/2010 (Bohn);

Agenda 3257, Item 27 7/8/2010 (Staff);

Agenda 3260, Item 30 9/2/2010 (Staff)

Regular Agenda - Energy Orders (continued)

Item **Modification of Decision 06-12-033 Regarding California**
45 **Solar Initiative Budget**

[9692]

R10-05-004

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 California Solar Initiative (CSI) program administration budget to shift \$40 million from program administration budget to the incentive budget.
- ® Declines proposals to reduce performance-based incentives and government/non-profit incentives.

ESTIMATED COST:

- ® None.
- ® Reallocates the CSI budget, but does not increase or decrease it.

(Comr Peevey - ALJ Duda)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433565

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

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

Agenda 3260, Item 33 9/2/2010 (Staff)

Regular Agenda - Energy Orders (continued)

Item **Decision Modifying Decision 06-12-030 and Decision**
46 **08-04-023 Regarding Conditions of Access to Market**
[9699] **Sensitive Information**

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:

® Affirms the previously-adopted procedure for providing market participants with access to market sensitive information through reviewing representatives.

® Modifies Decision (D) 06-12-030 to (1) allow an employee of an outside consulting firm that is a market participant to serve as reviewing representative, so long as the firm imposes an ethical wall between the reviewing representative and the firm's employees involved in energy marketing activity; (2) eliminate threshold of participation in the natural gas market as a test of market participant status, and (3) eliminate prohibition on simultaneous representation of market and non-market participants by reviewing representatives.

® Modifies D08-04-023 to convert model protective order to model nondisclosure agreement.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Grueneich - ALJ Yacknin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=432873

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

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

Regular Agenda - Energy Orders (continued)

Item **Amended Application of Lodi Gas Storage, LLC to Modify**
47 **Decision 00-05-048**

[9719]

A09-06-011

PROPOSED OUTCOME:

- ® Denies request of Lodi Gas Storage, LLC, (Lodi) to replace the currently required \$10 million surety bond with a parental guaranty in the same amount, subject to Lodi's maintenance of an investment grade credit rating.
- ® Concludes that the public interest supports maintenance of the bond, which is more secure than a parental guaranty.
- ® Closes the proceeding.

ESTIMATED COST:

- ® No change from current costs anticipated.

(Comr Bohn - ALJ Vieth)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E33736

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 9719

47a

[9723]

This alternate decision differs from the Administrative Law Judge's proposed decision in that:

® Approves Lodi Gas Storage, LLC (Lodi) request to replace a \$10 million surety bond with a parental guaranty of the same amount, as long as the debt of Lodi's parent, Buckeye Partners, remains above investment grade.

ESTIMATED COST:

® Lodi will have a reduction in costs of approximately \$122,000 per year due to elimination of the bond requirement.

(Comr Bohn)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E33738

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

Regular Agenda - Energy Orders (continued)

Item 48 Lighting Chapter of the California Long-Term Efficiency Strategic Plan

[9729]

R09-11-014

Order Instituting Rulemaking to Examine the Commission's Post-2008 Energy Efficiency Policies, Programs, Evaluation, Measurement, and Verification, and Related Issues.

PROPOSED OUTCOME:

® Adopts Lighting Chapter for Energy Efficiency Strategic Plan.

ESTIMATED COST:

® None.

(Comr Grueneich - ALJ Farrar)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=433517

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

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

Regular Agenda - Energy Orders (continued)

Item **California Renewables Portfolio Standard Program**
49 **Renewable Auction Mechanism**

[9730]

R08-08-009

Order Instituting Rulemaking to Continue Implementation and Administration of California Renewables Portfolio Standard Program.

PROPOSED OUTCOME:

® Adopts a new procurement protocol called the Renewable Auction Mechanism (RAM). RAM employs tariffs and standard contracts for purchases from certain renewable portfolio standard (RPS) projects by three utilities: Southern California Edison Company, Pacific Gas and Electric Company, San Diego Gas & Electric Company. RAM includes:

- ® Projects (transactions) up to 20 megawatts (MW)
- ® A maximum program subscription of 1,000 MW, procured over four solicitations of 250 MW each, allocated proportionately to the three utilities.
- ® Non-negotiable price-determination by auction.
- ® Simplified Commission review for certain contracts.
- ® Measurement of capacity related to excess sales transactions for application toward program capacity limits by using the project's entire rated generating capacity.
- ® An eligible seller need not be a retail customer, seller need not be a qualifying facility, and project need not be on property of a retail customer.

ESTIMATED COST:

- ® Unknown, but expected to be no additional RPS costs.

(Comr Peevey - ALJ Mattson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E33747

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

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

Regular Agenda - Energy Resolutions and Written Reports**Item 50**
[8520] **Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company**
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=432589

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

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);
Agenda 3256, Item 41 6/24/2010 (Staff);
Agenda 3257, Item 34 7/8/2010 (Staff);
Agenda 3258, Item 50 7/29/2010 (Staff);
Agenda 3259, Item 38 8/12/2010 (Staff);
Agenda 3260, Item 34 9/2/2010 (Staff)

Regular Agenda - Legislative and Other Matters

Item 51
[9753] **Proposition 23: Suspends Implementation of Air Pollution Control Law (AB32) Requiring Major Sources of Emissions to Report and Reduce Greenhouse Gas Emissions that Cause Global Warming Until Unemployment Drops to 5.5 Percent or Less for Full Year**

Proposition 23 would suspend Assembly Bill 32 (AB32), The Global Warming Solutions Act of 2006, until the unemployment rate in California is equal to or below 5.5 percent for four consecutive quarters.

Regular Agenda - Commissioner's Reports**Item Re-Appointment of the Water Corporation Representative to
52 the Low Income Oversight Board**

[9731]

Commissioner Grueneich Report

Discussion and action regarding the re-appointment of Dave Stephenson as the water corporation representative to the Low Income Oversight Board (LIOB). The 11-member LIOB advises the Commission on low-income electric, gas, and water customer issues and serves as a liaison for the Commission to low income ratepayers and representatives. Public Utilities Code Section 382.1(b)(7) states that one member of the LIOB "selected by the commission" must be "a representative of a water corporation."

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

53

[9742]

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

54

[9573]

A06-12-009, A06-12-010, I07-02-013 - Related matters.

Disposition of application for rehearing filed by the Commission's Division of Ratepayer Advocates (DRA) of Decision (D) 10-04-003. This decision denies the petition for modification filed by DRA, and Southern California Gas Company and San Diego Gas and Electric Company (Sempra utilities) of D08-07-046 which requires Test Year 2012 general rate cases for the Sempra utilities.

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

Agenda 3258, Item 61 7/29/2010 (Staff);

Agenda 3259, Item 47 8/12/2010 (Staff);

Agenda 3260, Item 42 9/2/2010 (Staff)

Closed Session - Applications for Rehearing (continued)

Item Conference with Legal Counsel - Application for Rehearing

55

[9739]

R07-05-025

Disposition of Application for Rehearing of Decision (D) 10-05-047, filed by CALifornians for Renewable Energy, Inc. (CARE). D10-05-047 involves the award of intervenor compensation to CARE for its substantial contributions in D08-11-056 and D09-08-031.

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

Item Conference with Legal Counsel - Application for Rehearing

56

[9747]

R07-01-041

Disposition of application for rehearing of D10-06-002 (Decision) filed by EnerNOC, Inc., EnergyConnect, Inc., and CPower, Inc. In D10-06-002, the Commission considered issues related to Commission oversight of the participation of retail demand response direct bidding in the wholesale market. In connection with these issues, the Decision determined that the Commission has jurisdiction over Demand Response Providers (DRPs) in order to, among other things, resolve DRP customer complaints and establish financial responsibility standards.

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

Item Conference with Legal Counsel - Application for Rehearing

57

[9759]

C07-12-019

Disposition of application for rehearing of D.08-12-005 filed by Sprint Spectrum L.P., Wireless Co., L.P. and Cox Communications PCS, L.P. (collectively Sprint). In D.08-12-005 the Commission found that Sprint violated the terms of its interconnection agreement (ICA) with Pacific Bell Telephone Company d/b/a ATandT California by refusing to pay the transiting service rates mandated by the terms of the ICA. The Commission determined that the transiting service rates that Pacific Bell Telephone Company d/b/a ATandT California charged Sprint under its ICA were not discriminatory even though they were significantly higher than the rates that other carriers paid. The Commission ordered Sprint to pay Pacific Bell Telephone Company d/b/a ATandT California all amounts it had billed for transiting service that Sprint had withheld and ordered Sprint to make late payment charges.

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.

Item Conference with Legal Counsel – Initiation of Litigation

58

[9698]

Kairy et al. v. Supershuttle International, Inc., 3:08-CV-02993 JSW

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

Agenda 3260, Item 44 9/2/2010 (Staff)

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