
Public Utilities Commission of the State of California

Public Agenda 3264

Friday, November 19, 2010 9:00 a.m.

San Francisco, California

Commissioners

Michael R. Peevey, President

John A. Bohn

Dian M. Grueneich

Nancy E. Ryan

Timothy Alan Simon

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

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

Scheduled Commission Meetings

505 Van Ness Avenue, San Francisco

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (1:30 p.m.) <i>Closed to the Public</i>	<i>Commission Meeting</i> Auditorium (10 a.m.) <i>Open to the Public</i>
Monday, November 29, 2010 (San Francisco at 2:00 p.m.) (Will Be Held)	Friday, November 19, 2010 (San Francisco at 9:00 AM)
Monday, December 13, 2010 (San Francisco)	Thursday, December 02, 2010 (San Francisco at 9:00 AM)
Monday, January 10, 2011 (San Francisco)	Thursday, December 16, 2010 (San Francisco at 9:00 AM)
Monday, January 24, 2011 (San Francisco)	Thursday, January 13, 2011 (San Francisco)
Friday, February 18, 2011 (San Francisco)	Thursday, January 27, 2011 (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



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PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 31, 39, 45, 49, 52

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

[9803]

Res ALJ 176-3264

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=436526

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);
Agenda 3261, Item 2 9/23/2010 (Staff);
Agenda 3262, Item 2 10/14/2010 (Staff);
Agenda 3263, Item 2 10/28/2010 (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 Bemederfer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=435262

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);

Agenda 3261, Item 3 9/23/2010 (Staff);

Agenda 3262, Item 3 10/14/2010 (Staff);

Agenda 3263, Item 3 10/28/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **Renewables Portfolio Standard Obligations of Electric
4** **Service Providers**

[9768]

R08-08-009

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

PROPOSED OUTCOME:

® Electric Service Providers (ESPs) must file Renewables Portfolio Standard (RPS) procurement plans in accordance with instructions of the assigned Commissioner and/or assigned Administrative Law Judge.

® ESPs must adhere to any limits imposed by the Commission on the use of Tradable Renewable Energy Credits for RPS compliance.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Simon)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=435469

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

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

Agenda 3262, Item 13 10/14/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **General Order 171 Implementing the Provisions of Section**
5 **252 of the Telecommunication Act of 1996**

[9784]

Res ALJ-257

PROPOSED OUTCOME:

® Adoption of new General Order.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437872

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

Agenda 3262, Item 21 10/14/2010 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **Modification of Resolutions Relative to the Renewables**
6 **Portfolio Standard Contract Cost Recovery**

[9805]

A10-05-010

Application of Pacific Gas and Electric Company for Modification of Resolution E-4291, Resolution E-4302, Resolution E-4309, Resolution E-4310, Resolution E-4314, Resolution E-4315, Resolution E-4320, and Resolution E-4321.

PROPOSED OUTCOME:

- ® Modifies several resolutions to revert to prior language, equivalent to the modifications adopted in Decision 10-06-004 for Southern California Edison Company.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Mattson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437785

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 Petition of San Diego Gas & Electric Company and Southern
7 California Gas Company to Modify Decision 08-11-031**

[9809]

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

Application of Pacific Gas and Electric Company for Approval of the 2009-11 Low Income Energy Efficiency and California Alternate Rates for Energy Programs and Budget.

PROPOSED OUTCOME:

® Denies Petition of San Diego Gas & Electric Company and Southern California Gas Company to Modify Decision 08-11-031.

ESTIMATED COST:

® None.

(Comr Grueneich - ALJ Kim)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437999

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

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

Agenda 3263, Item 15 10/28/2010 (Grueneich)

Consent Agenda - Orders and Resolutions (continued)

Item 8 **San Diego Gas & Electric Company's Advice Letter Claiming Exemption From Environmental Review Pursuant to General Order 131-D**
 [9824]

Res E-4373, Advice Letter 2106-E Filed on August 31, 2009 - Related matters.

PROPOSED OUTCOME:

- ® Approves San Diego Gas & Electric Company's request.
- ® The Commission finds the stated projects exempt pursuant to General Order 131-D III.B.1.b and g.

ESTIMATED COST:

- ® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=438031

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

Agenda 3263, Item 34 10/28/2010 (Grueneich)

Item 9 **Pilot Program to Provide Limited English Proficiency Consumers an In-Language Education, Complaint Resolution and Outreach Services**
(Rev.)
 [9826]

Res CSID-004

PROPOSED OUTCOME:

- ® Consumer Service and Information Division will evaluate whether to recommend provision of the energy component on an ongoing basis.

ESTIMATED COST:

- ® \$500,000 of California Alternates Rates for Energy funds.

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

11/10/2010 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Orders and Resolutions (continued)

**Item Petition for Modification for an Extension of Time and the
10 Authority to Construct an At-Grade Crossing**

[9833]

A01-09-021, A05-05-014 - Related matters.

Application of the City of American Canyon for Approval to Construct a Public At-Grade Crossing of the California Northern Railroad Track, Located in Napa County, State of California.

PROPOSED OUTCOME:

- ® Grants two-year extension, requires new application if construction not completed within two years.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Grueneich - ALJ Kotz)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=438056

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 11 Citation F-5182 Issued to James Brice dba Surf City Shuttle, Inc

[9839]

Res ALJ-261

PROPOSED OUTCOME:

® Decision Affirms \$15,000 fine for violation of Public Utilities Code.

ESTIMATED COST:

® \$15,000.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437747

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

Item 12 Delegation of Authority to the Executive Director to Revoke Charter-Party Carrier Certificates and Permits

[9845]

Res TL-19099

PROPOSED OUTCOME:

® Grants the Executive Director the authority to (1) revoke the certificate or permit of a charter-party carrier that has committed a violation described in Public Utilities Code Section 5387(c)(1), and (2) refuse to issue a new certificate or permit to any carrier that has committed such a violation.

ESTIMATED COST:

® The California Public Utilities Commission will incur the cost of conducting a hearing whenever a carrier appeals an action by the Executive Director under this resolution.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437469

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

Consent Agenda - Orders and Resolutions (continued)

**Item Tahoe Cedars Water Company, Inc. for a General Rate
13 Increase to Produce Additional Annual Revenue**

[9847]

Res W-4849, Advice Letter 42, Filed on May 26, 2010 - Related matters.

PROPOSED OUTCOME:

® Authorizes the utility to file a supplemental to Advice Letter 42 to incorporate the revised rate schedules; to file a Tier 2 advice letter within 30 days to collect a one-time surcharge; and to revise its rules and forms.

ESTIMATED COST:

® \$150,437.

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

**Item Joint Motion of the Parties to Dismiss Application
14**

[9852]

A09-06-011

Application of Lodi Gas Storage, LLC to Modify Decision 00-05-048.

PROPOSED OUTCOME:

- ® Grants joint motion of the parties and dismisses application.
- ® Closes the proceeding.

ESTIMATED COST:

® No change in current costs.

(Comr Bohn - ALJ Vieth)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=434860

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

Consent Agenda - Orders and Resolutions (continued)

**Item Pacific Gas and Electric Company's Power Purchase
15 Agreement with El Dorado Irrigation District**

[9855]

Res E-4376, Advice Letter 3658-E Filed on April 27, 2010 - Related matters.

PROPOSED OUTCOME:

® Approves cost recovery for Pacific Gas and Electric Company's renewable energy power purchase agreement (PPA) with El Dorado Irrigation District for hydroelectric generation.

ESTIMATED COST:

® The estimated total costs of the PPA are between \$66,000,000 and \$110,000,000, depending on hydroelectric conditions.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437946

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

Consent Agenda - Orders and Resolutions (continued)

Item 16 Southern California Gas Company's 1% Surcharge on the Bills of Customers in the City of Huntington Beach

[9856]

Res G-3452, Advice Letter 4134 Filed on July 7, 2010 - Related matters.

PROPOSED OUTCOME:

- ® Grants Southern California Gas Company's (SoCalGas) request.
- ® SoCalGas shall credit the increased revenues from the surcharge to its Core Fixed Cost Account and Noncore Fixed Cost Account in proportion to the payment of the surcharge revenues by core and noncore customers in Huntington Beach, until the existence of the separate surcharge can be reflected in a new system wide franchise fee factor in the company's next General Rate Case.

ESTIMATED COST:

- ® \$400,000 for Huntington Beach customers.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=434826

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

Item 17 Cricket Communications Inc.'s Limited Eligible Telecommunications Carrier Status Within the Service Areas of Pacific Bell dba AT&T California and Verizon California

[9857]

Res T-17266, Advice Letter 2 Filed on March 2, 2010 - Related matters.

PROPOSED OUTCOME:

- ® Grants Cricket's request for Limited Eligible Telecommunications Carrier status.

ESTIMATED COST:

- ® None for the California LifeLine Program. All costs are subsidized at the federal level.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=435221

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

Consent Agenda - Orders and Resolutions (continued)

Item **California-American Water Company's Petition for**
18 **Modification of Decision 09-07-021**

[9858]

A08-01-027, A08-01-024 - Related matters.

Application of California-American Water Company for Authorization to Increase its Revenues for Water Service in its Monterey District by \$24,718,200 or 80.30% in the year 2009; \$6,503,900 or 11.72% in the year 2010; and \$7,598,300 or 12.25% in the year 2011 Under the Current Rate Design and to Increase its Revenues for Water Service in the Toro Service Area of its Monterey District by \$354,324 or 114.97% in the year 2009; \$25,000 or 3.77% in the year 2010; and \$46,500 or 6.76% in the year 2011 Under the Current Rate Design.

PROPOSED OUTCOME:

® Grants in part Petition for Modification of Decision 09-07-021.

ESTIMATED COST:

® Increases revenue requirement by about \$600,000.

(Comr Bohn - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437934

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 Siskiyou Telephone Company's Settlement Agreement

19

[9859]

A09-10-004

In the Matter of Application of The Siskiyou Telephone Company to review Intrastate Rates and Charges and Rate of Return for Telephone Service Furnished Within the State of California.

PROPOSED OUTCOME:

® Adopts an all-party settlement agreement that resolves all issues.

® Closes Application 09-10-004.

ESTIMATED COST:

® Rate increase of \$713,048 (6.8%) per year effective January 1, 2011.

(Comr Bohn - ALJ Mattson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437391

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 High Cost Fund-A Administrative Committee Fund**
20 **Surcharge Rate Change**

[9860]

Res T-17299

PROPOSED OUTCOME:

® Approval of the California High Cost Fund (CHCF)-A surcharge rate change from 0.11% to 0.00% effective December 1, 2010.

® The CHCF-A program provides supplemental revenues to small Local Exchange Carriers in order to reduce rate disparity in rural areas.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437858

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

Consent Agenda - Orders and Resolutions (continued)

Item **Implementation of Pacific Gas and Electric Company's Solar**
21 **Photovoltaic Program**

[9862]

Res E-4368, Advice Letter 3674-E Filed on May 24, 2010 - Related matters.

PROPOSED OUTCOME:

® Implements Pacific Gas and Electric Company's Solar Photovoltaic Program. Specifically, this resolution adopts (1) a competitive solicitation process, program protocols and eligibility criteria, (2) standard power purchase agreements (PPA), and (3) annual compliance reporting requirements.

ESTIMATED COST:

® Actual costs are unknown at this time. Costs for any single PPA shall not exceed \$295 per megawatt hour. Total program costs from PPA's are not expected to exceed \$2.85 billion and may be considerably less.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=435792

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

Consent Agenda - Orders and Resolutions (continued)

Item **Pacific Gas and Electric Company's Renewable Power**
22 **Purchase Agreement with High Plains Ranch III, LLC**
[9863]

Res E-4375, Advice Letter 3661-E Filed on April 29, 2010 - Related matters.

PROPOSED OUTCOME:

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

ESTIMATED COST:

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

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437797

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

Item **Agate Bay Water Company's General Rate Increase**
23
[9865]

Res W-4850, Advice Letter 31 Filed on June 1, 2010 - Related matters.

PROPOSED OUTCOME:

- ® Authorizes the utility to file a supplemental to Advice Letter 23 to incorporate the revised rate schedules; to file two Tier 2 rate base offset advice letters for projects listed in Appendix D, Item 6; to file an advice letter within 30 days from effective date of this resolution to collect over a 12-month period the under collected revenues from the interim rate date to the effective date of the new rates; and to revise its rules and forms in Ordering Paragraph 5.

ESTIMATED COST:

- ® \$30,777.

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

Consent Agenda - Orders and Resolutions (continued)

Item **Pacific Gas and Electric Company's Permit to Construct the**
24 **Palermo-East Nicolaus 115kV Reconstruction Project**

[9866]

A09-02-023

Application of Pacific Gas and Electric Company, a California corporation, for a Permit to Construct the Palermo-East Nicolaus 115kV Reconstruction Project pursuant to General Order 131-D.

PROPOSED OUTCOME:

® Grants Pacific Gas and Electric Company a permit to construct the Palermo-East Nicolaus 115 kilovolt construction project with mitigation identified in the Mitigation Monitoring, Reporting, and Compliance Plan.

® Closes the Proceeding.

ESTIMATED COST:

® None.

(Comr Grueneich - ALJ Yacknin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=434083

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

Consent Agenda - Orders and Resolutions (continued)

Item **Implementation of Collision-Avoidance Systems on**
25 **Commuter Lines in California**

[9869]

R08-11-017

Order Instituting Rulemaking to Consider Implementation of Collision-Avoidance Systems on Commuter Rail Lines in California.

PROPOSED OUTCOME:

® Determines that it is no longer necessary for the Commission to take action in this proceeding.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Bohn - ALJ Kim)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=438033

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

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

Consent Agenda - Orders and Resolutions (continued)

Item **San Pablo Bay Pipeline Company LLC to Charge Market**
26 **Rates for Transporting Crude Oil Via Pipeline**

[9872]

A08-09-024, C08-03-021, C09-02-007, C09-03-027 - Related matters.

Application of San Pablo Bay Pipeline Company LLC for Approval of Tariffs for the San Joaquin Valley Crude Oil Pipeline.

PROPOSED OUTCOME:

® Denies application to charge market rates for transporting crude oil via pipeline.

ESTIMATED COST:

® None.

(Comr Bohn - ALJ Bemdesderfer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437842

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 27
Nonbypassable Charge Agreement Between Pacific Gas and Electric Company, Modesto Irrigation District, and Merced Irrigation District
 [9875]

A09-06-023

Application of Pacific Gas and Electric Company, Modesto Irrigation District, and Merced Irrigation District for Approval of Nonbypassable Charge Agreement.

PROPOSED OUTCOME:

® Approves, with modifications, the nonbypassable charge agreement (NBC Agreement) between the Modesto Irrigation District and the Merced Irrigation District (jointly, the Districts) and Pacific Gas and Electric Company (PG&E) whereby the Districts will pay mutually agreed upon amounts that PG&E will apply to nonbypassable charges (NBCs) under PG&E's Electric Rate Schedule for New Municipal Departing Load customers (NMDL customers) served by the Districts.

® Approval of the NBC Agreement resolves all issues surrounding PG&E's billing and collection of NBCs from NMDL customers served by the Districts.

® Closes the proceeding.

ESTIMATED COST:

® The amount of the agreement is \$1,534,338, plus an additional per customer amount for new NMDL customers starting service with the Districts after the date of execution of the NBC Agreement. Per customer amounts range from \$205 for residential customers to \$423,475 for E-20 customer class (customers with maximum demands of 1000 kilowatts or more).

® Approval of the NBC Agreement does not result in any cost-shifting to PG&E ratepayers because PG&E will more than off set the reductions provided under the NBC Agreement by avoiding substantial administrative and legal costs to pursue collection of unpaid NBCs.

(Comr Peevey - ALJ Smith)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437951

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 Five Renewable Power**
28 **Purchase Agreements With Solar Power Solutions, LLC for**
[9878] **Solar Photovoltaic Generation**

Res E-4377, Advice Letter 3613-E Filed on February 10, 2010 - Related matters.

PROPOSED OUTCOME:

- ® Approves cost recovery for five renewable energy power purchase agreements (PPA) between Pacific Gas and Electric Company and Solar Projects Solutions, LLC (SPS) with conditions.
- ® The SPS Alpaugh 50, LLC PPA is approved without modification.
- ® The SPS Alpaugh North, LLC, SPS Atwell Island, LLC, SPS Corcoran, LLC, and SPS White River, LLC PPAs are approved with modification.

ESTIMATED COST:

- ® Costs of the PPAs are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=438035

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

Consent Agenda - Orders and Resolutions (continued)

Item **Lodi Gas Storage, LLC, Buckeye Gas Storage, LLC, and**
29 **Buckeye Partners, L.P. for an Indirect Transfer of Control**

[9879]

A10-08-018

Joint Application of Lodi Gas Storage, L.L.C., Buckeye Gas Storage LLC, and Buckeye Partners, L.P. for Expedited Approval of Indirect Transfer of Control of Lodi Gas Storage, L.L.C. Pursuant to Public Utilities Code § 854(a).

PROPOSED OUTCOME:

- ® Dismisses application requesting approval of indirect transfer of control of Lodi Gas Storage, LLC because pre-approval under Public Utilities Code § 854 is not required.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Ryan - ALJ Grau)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437928

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

Consent Agenda - Orders and Resolutions (continued)

Item **Wholesale Carrier Services, Inc.'s Certificate of Public
30** **Convenience and Necessity**

[9880]

A10-06-012

In the Matter of the Application of Wholesale Carrier Services, Inc. for a Certificate of Public Convenience and Necessity to Provide Resold and Limited Facilities-Based Local Exchange Telecommunications Services Within California.

PROPOSED OUTCOME:

- ® Authorization of Certificate of Public Convenience and Necessity to provide resold and limited-facilities based local exchange service.
- ® Closes the Proceeding.

ESTIMATED COST:

- ® None.

(Comr Simon - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=434615

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

31

[9881]

C08-03-018

Joan E. Richardson, Steve Pegram, Carl J. Meir, Kathleen Thayer, Tracey Raybon, John L. Barnes, Donald H. Dawson, Patricia O. King, Jerry Amiss, James H. Pelley, Dorothy Reed, James Vitale, and others similarly situated vs. Phillip and Linda Shuey, doing business as Shell Canyon Water Company, an unregulated water company.

PROPOSED OUTCOME:

® Extends the statutory deadline until October 20, 2011, pursuant to Public Utilities Code § 1701.2(d).

ESTIMATED COST:

® None.

(Comr Bohn - ALJ Barnett)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=435596

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

Item Ratification of Changes to Category of Proceeding

32

[9887]

Res ALJ-262

PROPOSED OUTCOME:

® Ratifies the Assigned Commissioner's Ruling in R99-11-022 and related matters changing the category from Quasi-Legislative to Ratesetting.

ESTIMATED COST:

® None.

Consent Agenda - Orders and Resolutions (continued)

**Item Madden Creek Water Company, Inc. for a General Rate
33 Increase**

[9888]

Res W-4851, Advice Letter 27 Filed on May 26, 2010 - Related matters.

PROPOSED OUTCOME:

® Authorizes the utility to file a supplemental to Advice Letter 27 to incorporate the revised rate schedules; to file a Tier 2 advice letter within 30 days to collect a one-time surcharge; and to revise its rules and forms.

ESTIMATED COST:

® \$47,767.

**Item Transfer of a Passenger Stage Corporation Certificate From
34 Mohammad Hamidi to Mohebullah Ahmadi**

[9895]

A10-08-012

In the Matter of the Application of Mohammad Hamidi to sell and transfer his ownership of BABES Airporter to Mohebullah Ahmadi.

PROPOSED OUTCOME:

® Grants the application for approval to transfer a passenger stage corporation certificate from Mohammad Hamidi to Mohebullah Ahmad.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=434082

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

Consent Agenda - Orders and Resolutions (continued)

Item **Muhammad Hassani for a Passenger Stage Corporation**
35 **Certificate**

[9896]

A10-08-015

Application of Muhammad Hassani, dba Sky the Limit for a Certificate of Public Convenience and Necessity to operate as an On-Call, Door-to-Door, Passenger Stage Service between the following Counties: Alameda, Contra Costa, Marin, Sonoma, Santa Clara, Solano, Napa and San Joaquin, and the following International Airports: San Francisco, San Jose and Oakland; and to establish a Zone of Rate Freedom.

PROPOSED OUTCOME:

- ® Grants the application of Muhammad Hassani 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, Solano and Sonoma 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=435929

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

Consent Agenda - Orders and Resolutions (continued)

Item **Saenz Express, LLC for a Passenger Stage Corporation**
36 **Certificate**

[9897]

A10-09-013

Application of Saenz Express, LLC for Passenger Stage Authority to operate under Section 1031 et seq., of the Public Utilities Code to transport passengers and their baggage on an On-Call, County-to-County basis, between points in the Counties of San Diego and Los Angeles, and to operate a door-to-door Shuttle Service between points in the Counties of San Diego and Los Angeles, and the Los Angeles International Airport, the Long Beach Airport and the Los Angeles/Long Beach Harbors; and to establish a Zone of Rate Freedom.

PROPOSED OUTCOME:

- ® Grants the application of Saenz Express, LLC to operate as an on-call passenger stage corporation between points in the Counties of Los Angeles and San Diego and between points in the Counties of Los Angeles, San Diego, Los Angeles 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=434175

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

Consent Agenda - Orders and Resolutions (continued)

**Item Pacific Gas and Electric Company's Test Year 2011 General
37 Rate Case Revenue Requirement**

[9904]

A09-12-020, I10-07-027 - Related matters.

Application of Pacific Gas and Electric Company for Authority, Among Other Things, to Increase Rates and Changes for Electric and Gas Service Effective on January 1, 2011.

PROPOSED OUTCOME:

® Grants Pacific Gas and Electric Company's unopposed motion to make its test year general rate case revenue requirement effective as of January 1, 2011, in the event the Commission issues a final decision on this matter after that date.

ESTIMATED COST:

® Unknown.

(Comr Peevey - ALJ Fukutome)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=438049

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

Consent Agenda - Orders and Resolutions (continued)

**Item Crimson California Pipeline L.P.'s Transfer of Control of Oil
38 Pipeline**

[9908]

A10-07-024

In the matter of the Application of Crimson California Pipeline L.P., pursuant to Section 854 of the Public Utilities Code for Approval of Transfer of Control.

PROPOSED OUTCOME:

® Approves unopposed transfer of control of oil pipeline.

® Application 10-07-024 is closed.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Kotz)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=431479

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

39

[9911]

C09-12-003

James Ronald Howard vs. San Diego Gas & Electric Company.

PROPOSED OUTCOME:

® Extends statutory deadline 12 months until December 7, 2011.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Bemserfer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=434272

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

Consent Agenda - Orders and Resolutions (continued)

Item **Authorizes PacifiCorp to Modify Energy Cost Adjustment**
40 **Clause Rates**

[9915]

A10-08-003

In the Matter of the Application of PacifiCorp for Authority to Update its Rates Pursuant to its Energy Cost Adjustment Clause Effective January 1, 2011.

PROPOSED OUTCOME:

- ® Authorizes modification of Energy Cost Adjustment Clause rates, consisting of balancing rate of \$1.34 per megawatt-hour, effective January 1, 2011.
- ® Application 10-08-003 is closed.

ESTIMATED COST:

- ® Approximately \$9.3 million.

(Comr Ryan - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=435921

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

Consent Agenda - Orders and Resolutions (continued)

Item **BRT Company, LLC d/b/a Big River Telephone Company,
41 LLC for a Certificate of Public Convenience and Necessity**

[9916]

A10-06-016

Application of BRT Company, LLC d/b/a Big River Telephone Company, LLC for a Certificate of Public Convenience and Necessity to provide Limited Facilities-based and Resold Competitive Local Exchange and Non-Dominant Interexchange Services.

PROPOSED OUTCOME:

- ® Authorization of Certificate of Public Convenience and Necessity to provide resold & limited facilities based local exchange & non-dominant interexchange service.
- ® Application 10-06-016 is closed.

ESTIMATED COST:

- ® None.

(Comr Simon - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=434702

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

Consent Agenda - Orders and Resolutions (continued)

**Item Appia Communications, Inc. for a Certificate of Public
42 Convenience and Necessity**

[9918]

A10-08-004

Application of Appia Communications, Inc. for a Certificate of Public Convenience and Necessity for Authority to Provide Limited Facilities-Based and Resold Local Exchange Services in the service areas of AT&T, Verizon, SureWest, and Citizens and Limited Facilities-Based and Resold interexchange telecommunications services statewide.

PROPOSED OUTCOME:

- ® Authorization of Certificate of Public Convenience and Necessity to Provide Resold and Limited facilities-based Local Exchange and Interexchange Service.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Simon - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=434810

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

Consent Agenda - Orders and Resolutions (continued)

Item **Net Talk.com, Inc. for a Certificate of Public Convenience
43** **and Necessity**

[9919]

A10-07-028

In the Matter of the Application of Net Talk.com, Inc. for a Certificate of Public Convenience and Necessity to Provide Resold and Limited Facilities-Based Local Exchange Telecommunications Services in the State of California.

PROPOSED OUTCOME:

- ® Authorization of Certificate of Public Convenience and Necessity to provide resold and limited-facilities based local exchange service.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Simon - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=434954

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Deadline for Resolving Rulemaking

44

[9929]

R09-01-019

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

PROPOSED OUTCOME:

® Extends procedural deadline by 60 days to February 13, 2011.

ESTIMATED COST:

® None.

(Comr Bohn - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=436305

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

45

[9931]

C10-01-016

Calaveras Telephone Company, Cal-Ore Telephone Co., Ducor Telephone Company, Foresthill Telephone Co., Happy Valley Telephone Company, Hornitos Telephone Company, Kerman Telephone Co., Pinnacles Telephone Co., The Ponderosa Telephone Co., Sierra Telephone Company Inc., and Volcano Telephone Company vs. CommPartners, LLC and CommPartners Holding Company.

PROPOSED OUTCOME:

® Extends statutory deadline 18 months to July 15, 2012 to accommodate automatic stay under bankruptcy court.

ESTIMATED COST:

® None.

(Comr Ryan - ALJ Reed)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=436705

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Deadline for Resolving Rulemaking

46

[9937]

R06-05-028

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

PROPOSED OUTCOME:

® Extends the statutory deadline to January 21, 2011, pursuant to Public Utilities Code § 1701.5(a).

ESTIMATED COST:

® None.

(Comr Bohn - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437040

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

Consent Agenda - Intervenor Compensation Orders**Item Compensation to The Utility Reform Network****47**

[9861]

R08-03-008

Order Instituting Rulemaking Regarding Policies, Procedures and Rules for the California Solar Initiative, the Self-Generation Incentive Program and Other Distributed Generation Issues.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$29,281.20 for substantial contributions to Decisions (D) 08-12-004, D09-01-013, and D10-01-022.

ESTIMATED COST:

® Ratepayers of Southern California Edison Company, San Diego Gas & Electric Company, and Pacific Gas and Electric Company will pay the awarded amount of \$29,281.20, plus interest.

(Comr Peevey - ALJ Duda)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=435115

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to The Greenlining Institute

48

[9889]

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:

® Awards The Greenlining Institute \$20,925.50 for substantial contribution to Decision 10-06-047.

ESTIMATED COST:

® Ratepayers of Southern California Edison Company, San Diego Gas & Electric Company, and Pacific Gas and Electric Company shall each pay their respective shares of the award, plus interest if accrued.

(Comr Ryan - ALJ Sullivan)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=435059

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to Utility Consumers' Action Network
49

[9906]

C08-08-008

Utility Consumers' Action Network vs. MPower Communications Corporation dba TelePacific Communications fka MPower Communications aka TelePacific Holding Corporation and related entities collectively TelePacific.

PROPOSED OUTCOME:

® Awards Utility Consumers' Action Network \$28,823 for substantial contribution to Decision 10-06-001.

ESTIMATED COST:

® Ratepayers of Mpower Communications Corp. and related entities collectively "TelePacific" will pay the award, plus interest if accrued.

(Comr Simon - ALJ McKenzie)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=435927

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to The Utility Reform Network

50

[9930]

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:

® Awards The Utility Reform Network \$26,077 for substantial contribution to Decision 10-06-035.

ESTIMATED COST:

® Ratepayers of Pacific Gas and Electric Company will pay the awarded amount of \$26,077, plus interest if accrued.

(Comr Simon - ALJ Wong)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=435461

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to The Utility Reform Network

51

[9938]

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:

® Awards The Utility Reform Network \$440,000 for substantial contribution to Decision 10-06-048.

ESTIMATED COST:

® Ratepayers of Pacific Gas and Electric Company will pay \$440,000, plus interest if accrued.

(Comr Peevey - ALJ Fukutome)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437822

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

Regular Agenda

Regular Agenda - Energy Orders

Item 52 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=436511

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);
 Agenda 3261, Item 44 9/23/2010 (Staff);
 Agenda 3262, Item 36 10/14/2010 (Staff);
 Agenda 3263, Item 28 10/28/2010 (Staff)

Regular Agenda - Energy Orders (continued)

Item **ALTERNATE TO ITEM 9370**
52a
(Rev.)
[9957]

Proposed Outcome:

® The subject consolidated proceeding involves three complaint cases and five related formal applications, all filed between 1997 and 2006. This decision resolves and closes Case (C.) 97-04-025 and C.00-04-013, dismisses Application (A.) 00-03-044, a request for market based rates, and partly resolves A.03-02-027, a general rate case. By these actions the Commission determines that: SFPP has dedicated its Sepulveda Line to public utility service; Santa Fe Pacific Pipeline, L.P. (SFPP) is entitled to a ratemaking allowance for income taxes; SFPP has not allocated environmental costs correctly between its California pipeline operations, terminal operations, and non-jurisdictional operations; SFPP must recover costs related to its Watson Station and Sepulveda facilities in cost-based, not market-based ,rates; SFPP's application for market based rates is outdated and must be dismissed without prejudice; SFPP may adopt a 2003 capital structure and cost of capital for ratemaking purposes; a Tier 1 advice letter is required to implement rate refunds; and, parties are directed to pursue alternative dispute resolution of the remaining ratemaking issues in the consolidated proceedings.

® These consolidated proceedings remain open.

Estimated Cost:

® The exact costs and refunds to ratepayers are not known at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E36183

11/12/2010 - This item was not listed on the agenda distributed to the public.

11/12/2010 - This revision was not shown on the Agenda mailed to the public.

Regular Agenda - Energy Orders (continued)

Item **California Renewables Portfolio Standard Program**
53 **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=435067

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

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

Agenda 3261, Item 49 9/23/2010 (Staff);

Agenda 3262, Item 40 10/14/2010 (Staff)

Regular Agenda - Energy Orders (continued)

Item Incentive True-Up for 2006-2008

54

[9815]

R09-01-019

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

PROPOSED OUTCOME:

® No additional incentive earnings are due for the 2006-2008 cycle of energy efficiency programs.

ESTIMATED COST:

® No incremental costs.

(Comr Bohn - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E34663

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

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

Agenda 3263, Item 32 10/28/2010 (Bohn)

Item ALTERNATE TO ITEM 9815

54a

[9816]

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

® Approves a shared savings rate of 12% for Pacific Gas and Electric Company (PG&E), Southern California Edison Company (SCE), San Diego Gas & Electric Company (SDG&E), and Southern California Gas Company (SoCalGas).

® Approves additional incentive payments for PG&E, SCE, SDG&E, and SoCalGas of \$40.3 million, \$27.1 million, \$6.0 million, and \$3.9 million, respectively, equal to the holdback amounts adopted in Decision 09-12-045.

(Comr Bohn)

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

Agenda 3263, Item 32a 10/28/2010 (Bohn)

Regular Agenda - Energy Orders (continued)

Item **ALTERNATE TO ITEM 9815**
54b
(Rev.)
[9983]

This Alternate Proposed Decision differs from the Administrative Law Judge's proposed decision in that it:

- ® Relies on ex ante assumptions to assess the performance of the utilities energy efficiency programs for purposes of determining incentives under the risk/reward incentive mechanism for the 2006-2008 period.
- ® Adopts a shared savings rate of 7% to be applied to the performance earnings basis provided the utilities' energy efficiency portfolios and programs are found to have delivered savings equal to at least 85% of the energy efficiency goals using ex ante assumptions.
- ® Approves additional incentive payments of \$29.1 million, \$18.6 million, \$5.1 million, and \$9.9 million for Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas & Electric Company and Southern California Gas Company, respectively.

11/15/2010 - This item was not listed on the agenda distributed to the public.

11/16/2010 - This revision was not shown on the Agenda mailed to the public.

Regular Agenda - Communication Orders
Item Modifications to the California LifeLine Program
55

[9821]

R06-05-028

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

PROPOSED OUTCOME:

- ® Recognizes significant technological and regulatory changes in the telecommunications industry.
- ® "De-links" California LifeLine from the AT&T basic rate structure and adopts a Specific Support methodology with the initial support amount set at \$11.00.
- ® Caps the LifeLine rate at no more than 50% of a carrier's basic service rate, with a two-year transition from the current California LifeLine rate of \$6.84.
- ® Allows carriers to adjust their LifeLine rate annually.
- ® Expands the LifeLine program to include data services for consumers that receive wireless equipment through the California Public Utilities Commission's Deaf and Disabled Telecommunications Program.
- ® Clarifies that wireless carriers may be reimbursed by California LifeLine for providing discounted service to customers.
- ® Declines to modify the income-based criteria to match the low income energy program income based criteria; and
- ® Eliminates extra payments to carriers for administration, bad debt, and to make-up for forgone federal support.

ESTIMATED COST:

- ® None.

(Comr Bohn - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=438086
Pub. Util. Code § 311 – This item was mailed for Public Comment.
Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Agenda 3263, Item 36 10/28/2010 (Peevey)

Regular Agenda - Communication Orders (continued)

Item **Adoption of General Order Specifying Review Procedures**
56 **Pursuant to California Environmental Quality Act**

[9877]

R06-10-006

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

PROPOSED OUTCOME:

- ® Adopts General Order 170 setting forth rules for evaluating telephone corporations' construction projects pursuant to California Environmental Quality Act.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Unknown - possible additional California Public Utilities Commission staff needed.

(Comr Bohn - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E35443

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 - Water/Sewer Orders
Item New Order Instituting Rulemaking
57

[9819]

R_____

Order Instituting Rulemaking on the Commission's own Motion to Consider a Comprehensive Policy Framework for Recycled Water.

PROPOSED OUTCOME:

® Initiates a rulemaking and sets schedule for Prehearing Conference Statements.

ESTIMATED COST:

® None.

Agenda 3262, Item 49 10/14/2010 (Bohn)

Item Great Oaks Water Company General Rate Case
58

[9867]

A09-09-001

In the Matter of the Updated and Corrected Application of Great Oaks Water Company for an Order Authorizing an Increase in Rates Charged for Water Service, increasing the revenue requirement by \$1,846,100 or 14.94% in 2010, by \$254,425 or 1.79% in 2011, and by \$165,822 or 1.14% in 2012.

PROPOSED OUTCOME:

® Resolves general rate case application and grants a rate increase for test year July 1, 2010 – June 30, 2011 and escalation years 2011/2012 and 2012/2013.

® Closes the proceeding.

ESTIMATED COST:

® Increases test year revenue requirement by \$650,250.

(Comr Bohn - ALJ Walwyn)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437955

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

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

Regular Agenda - Water/Sewer Orders (continued)

Item ALTERNATE TO ITEM 9867

58a

[9868]

The alternate proposed decision (APD) of Commissioner Bohn resolves the general rate case application of Great Oaks Water Company (Great Oaks) for the test year July 1, 2010 – June 30, 2011 and the following two escalation years.

- ® The APD substantively differs from the proposed decision in the following respect:
- ® The APD does not make a ratemaking adjustment to the salaries of Great Oaks' CEO or General Counsel for their work on the Santa Clara Valley Water District litigation.

(Comr Bohn)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=437977

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

Regular Agenda - Water/Sewer Orders (continued)

Item 59 (Rev.) [9873]
Golden State Water Company Seeks Authorization To Increase Water Rates for Regions II and III in 2010, 2011, and 2012

A08-07-010, A07-01-014 - Related matters.

In the Matter of the Application of Golden State Water Company for an order authorizing it to increase rates for water service by \$20,327,339 or 20.12% in 2010; by \$2,646,748 or 2.18% in 2011; and by \$4,189,596 or 3.37% in 2012 in its Region II Service Area and to increase rates for water service by \$30,035,914 or 32.67% in 2010; by \$1,714,524 or 1.39% in 2011; and by \$3,664,223 or 2.92% in 2012 in its Region III Service Area.

PROPOSED OUTCOME:

® Authorizes rate increases in Golden State Water Company's Regions II and III.

ESTIMATED COST:

® Revenue Requirement of \$124,375,700 in Region II, a 23% increase.

® Revenue Requirement of \$119,224,900 in Region III, a 29% increase.

(Comr Bohn - ALJ Rochester)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=438046

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

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

11/18/2010 - This revision was not shown on the Agenda mailed to the public.

Regular Agenda - Water/Sewer Orders (continued)

Item ALTERNATE TO ITEM 9873

59a

[9874]

PROPOSED OUTCOME:

® Authorizes rate increases in Golden State Water Company's Regions II and III.

ESTIMATED COST:

® Region II revenue requirement of \$124 million, a 23.1% increase for 2010.

® Region III revenue requirement of \$117.5 million, a 28.7% increase for 2010.

® A sur-charge to true-up interim rates shall be collected over the remainder of the rate case cycle.

(Comr Bohn)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=438030

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

Regular Agenda - Legal Division Matters

Item	Comments Before the Federal Communications Commission
60	In the Matter of Empowering Consumers to Avoid Bill Shock,
[9907]	Consumer Information and Disclosure

CG Docket No. 10-207; CG Docket No. 09-158

The Federal Communications Commission seeks comment on proposed requirements that will provide consumers with timely information about cell phone usage. Staff seeks authority to file comments.

Regular Agenda - Legislative and Other Matters

Regular Agenda - Commissioner's Reports

Regular Agenda - Management Reports and Resolutions

Item Annual Report From the California Clean Energy Fund

61

[9634]

Executive Director Clanon Report

Annual Report to the Commission from the California Clean Energy Fund.

Item Report on the Energy Crisis Refund Cases

62

[9936]

General Counsel Lindh Report

Report on Settlements of Energy Crisis Refund Cases.

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

63

[9882]

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

64

[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;

Agenda 3259, Item 47 8/12/2010;

Agenda 3260, Item 42 9/2/2010;

Agenda 3261, Item 54 9/23/2010;

Agenda 3262, Item 53 10/14/2010;

Agenda 3263, Item 40 10/28/2010

Closed Session - Applications for Rehearing (continued)

Item Conference with Legal Counsel - Application for Rehearing

65

[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.

Agenda 3261, Item 56 9/23/2010;

Agenda 3262, Item 54 10/14/2010;

Agenda 3263, Item 41 10/28/2010

Item Conference with Legal Counsel - Application for Rehearing

66

[9808]

A08-09-023

Disposition of application for rehearing of Decision (D) 10-04-027, filed jointly by The Utility Reform Network and The Utility Workers Union of America, Local 132. D10-04-027 involves the Application of Southern California Gas Company for approval of an Advanced Metering Infrastructure.

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

Agenda 3262, Item 55 10/14/2010;

Agenda 3263, Item 42 10/28/2010

Item Conference with Legal Counsel - Application for Rehearing

67

[9832]

A05-03-015

Disposition of application for rehearing of Decision (D) 09-04-031 (Decision) filed by The Utility Consumers' Action Network (UCAN). In D09-04-031, the Commission awarded UCAN \$254,324 for its substantial contribution to D07-04-043. The Decision also denied UCAN's request for \$206,000 in compensation for its half share of a Smart Grid Study.

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

Agenda 3263, Item 45 10/28/2010

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

68

[9899]

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.

Item Conference with Legal Counsel - Initiation of Litigation

69

[9905]

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 action 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.

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

70

[9848]

Kairy et al. v. Supershuttle International, Inc., United States Court of Appeal, 9th Circuit, Case No. 3:08-CV-02993 JSW

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

Agenda 3263, Item 46 10/28/2010

Item Conference with Legal Counsel - Existing Litigation

71

[9935]

FERC Docket No. ER11-1830-000 - California Independent System Operator Corporation Generator Interconnection Procedures Tariff Amendment

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

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

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

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

Closed Session - Personnel Matters

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

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