
Public Utilities Commission of the State of California

Public Agenda 3277

Thursday, July 14, 2011 9:00 a.m.

San Francisco, California

Commissioners

Michael R. Peevey, President

Mark J. Ferron

Michel Peter Florio

Catherine J.K. Sandoval

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 (9:00 a.m.) <i>Open to the Public</i>
Monday, July 25, 2011 (San Francisco)	Thursday, July 14, 2011 (San Francisco)
Monday, August 15, 2011 (San Francisco)	Thursday, July 28, 2011 (San Francisco)
Friday, September 02, 2011 (San Francisco)	Thursday, August 18, 2011 (San Francisco)
Monday, September 19, 2011 (San Francisco)	Thursday, September 08, 2011 (San Francisco)
Monday, October 03, 2011 (San Francisco)	Thursday, September 22, 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.

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PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
-

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**

[10497]

Res ALJ 176-3277

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 **Order Affirming the Division of Water and Audits' Disposition**
2 **Regarding San Jose Water Company's Mandatory**
[10371] **Conservation Revenue Adjustment Mechanism**

Res W-4875, Supplemental Advice Letter 415-A filed on July 8, 2010 - Related matters.

PROPOSED OUTCOME:

® Order authorizing surcharges to recover \$5,740,078, or an increase of 2.62% in annual metered revenue for lost revenues due to mandatory conservation.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=454776

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

Agenda 3276, Item 2 6/23/2011 (Sandoval)

Consent Agenda - Orders and Resolutions (continued)

Item **Federal Executive Agencies' Petition for Modification of**
3 **Decision 10-03-022**

[10395]

R07-05-025

Rulemaking regarding whether, or subject to what conditions, the suspension of Direct Access may be lifted consistent with Assembly Bill 1X and Decision 01-09-060.

PROPOSED OUTCOME:

® Denies the Federal Executive Agencies' Petition for Modification of Decision 10-03-022 to increase the Direct Access Load Cap for Southern California Edison Company to include Edwards Air Force Base load.

ESTIMATED COST:

® None.

(Comr Ferron - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=454786

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

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

Agenda 3275, Item 7 6/9/2011 (Ferron);

Agenda 3276, Item 3 6/23/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

**Item Accelar, Inc. to Operate as a Scheduled Passenger Stage
4 Corporation**

[10408]

A10-06-009

Application of Accelar, Inc. to operate as a scheduled Passenger Stage Corporation between points in San Francisco, Marin, Sonoma, Napa, Alameda, Contra Costa, Solano, San Mateo, Santa Clara, Sacramento, Yolo, Placer, El Dorado, San Joaquin, Stanislaus, Merced, and Fresno Counties in the State of California, and to establish a Zone of Rate Freedom for its services.

PROPOSED OUTCOME:

- ® Grants a Certificate of Public Convenience and Necessity to Operate a Passenger Stage Corporation.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Simon - ALJ Barnett)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=454792

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

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

Agenda 3276, Item 4 6/23/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item New Order Instituting Rulemaking

5

[10410]

R._____

Order Instituting Rulemaking on the Commission's Own Motion to Revise the Certification Process for Telephone Corporations and the Registration Process for Wireless Resellers.

PROPOSED OUTCOME:

® Institutes Rulemaking to revise the requirements for 1) telephone corporations seeking Certificate of Public Convenience and Necessity (CPCN) under Public Utilities Code § 1001 and 2) Commercial Mobile Radiotelephone Service Providers seeking Wireless Reseller Identification (WIR) registration under Decision (D) 94-10-031, D94-12-042, and D95-10-032.

ESTIMATED COST:

® Depending on the extent of revisions to existing rules, applicants seeking CPCN certification and registrants seeking WIR registration could pay higher application and registration fees; certificated and registered carriers (with the exception of Incumbent Local Exchange Carriers) would pay minimum user fees and incur additional undetermined costs to maintain the performance bonds and for required expanded background checks.

® Overall costs for all applicants seeking CPCN and registrants seeking WIR operating authority is undetermined.

Agenda 3274, Item 35 5/26/2011 (Staff);

Agenda 3275, Item 11 6/9/2011 (Staff);

Agenda 3276, Item 5 6/23/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

**Item Pacific Gas and Electric Company's Power Purchase
6 Agreement With North Star Solar, LLC**

[10417]

Res E-4405, Advice Letter 3759-E Filed on November 12, 2010 - Related matters.

PROPOSED OUTCOME:

® Denies cost recovery for the long-term renewable energy power purchase agreement between Pacific Gas and Electric Company and North Star Solar, LLC.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=454967

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

Agenda 3276, Item 7 6/23/2011 (Peevey)

Consent Agenda - Orders and Resolutions (continued)

Item Approving Settlement Subject to Condition

7

[10425]

A10-07-017

Application of San Diego Gas & Electric Company to Amend Renewable Energy Power Purchase Agreement with NaturEner Rim Rock Wind Energy, LLC and for Authority to Make a Tax Equity Investment in the Project.

PROPOSED OUTCOME:

- ® Approves settlement, subject to condition, and authorizes the filing under seal of certain confidential information in the settlement as well as the transactions documents attached to the settlement.
- ® Major terms of settlement include:
 - ® Authorizing San Diego Gas & Electric Company (SDG&E) ratepayers and shareholders to make a tax equity investment in what is known as the Rim Rock wind project;
 - ® Reducing the Rim Rock power purchase agreement (PPA) from 309 megawatts (MW) to 189 MW;
 - ® Imposing a quantified price cap on the green attributes associated with the PPA;
 - ® Reducing ratepayer funding to no more than \$250 million (from the initial request for as much as \$600 million);
 - ® Making repayment of shareholder investment subordinate to repayment of ratepayer investment;
 - ® Providing for the Division of Ratepayer Advocate/The Utility Reform Network to review SDG&E's "due diligence"; and
 - ® SDG&E also guarantees ratepayer neutrality and agrees to limit its future pursuit of Tradable Renewable Energy Credits that are only tangentially associated with California.
 - ® Condition: Should the parties negotiate an increase in SDG&E's rate of return under specified settlement provisions, they must seek Commission approval through a petition for modification under Rule 16.4.
 - ® Closes the proceeding.

ESTIMATED COST:

- ® SDG&E ratepayer funding (of up to \$250 million) targeted substantially to be repaid within ten years of start of commercial operation;
- ® SDG&E commits to ensure ratepayer neutrality by the end of 20 years.

(Comr Ferron - ALJ Vieth)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=454489

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

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

Agenda 3276, Item 12 6/23/2011 (Simon)

Consent Agenda - Orders and Resolutions (continued)

Item Negative Declaration for Central Valley Independent Network

8

[10448]

Res T-17326

PROPOSED OUTCOME:

® Approves a Negative Declaration pursuant to California Environmental Quality Act for the Central Valley independent Network American Recovery and Reinvestment Act/California Advanced Services Fund Broadband.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=454750

Agenda 3275, Item 18 6/9/2011 (Staff);

Agenda 3276, Item 21 6/23/2011 (Ferron)

Consent Agenda - Orders and Resolutions (continued)

Item **Recommendations of Independent Panel to Improve**
9 **Accuracy and Transparency of Nuclear Decommissioning**
[10452] **Cost Estimates**

A09-04-007, A09-04-009 - Related matters.

Application of Pacific Gas and Electric Company in its 2009 Nuclear Decommissioning Cost Triennial Proceeding.

PROPOSED OUTCOME:

® Utilities are required to incorporate recommendations into future decommissioning cost estimates and provide a common summary of key information with Nuclear Decommissioning Cost Triennial Proceedings Applications.

ESTIMATED COST:

® \$275,000 reimbursement for cost study from decommissioning trust funds.

(Comr Simon - ALJ Darling)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456035

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 Safety Phase Decision**
10 **Regarding Gas Transmission and Storage Services for**
[10453] **2011-2014**

A09-09-013

Application of Pacific Gas and Electric Company Proposing Cost of Service and Rates for Gas Transmission and Storage Services for the period 2011-2014.

PROPOSED OUTCOME:

In this safety phase decision, Pacific Gas and Electric Company (PG&E) is directed to incorporate these additional protocols and procedures into its existing public safety and training efforts, emergency operations plan, dispatch procedures, and customer education: ® PG&E must offer maps of its facilities to fire departments.

® PG&E must include additional information in the natural gas training offered to fire departments.

® PG&E must incorporate additional procedures into PG&E's dispatch procedures.

® PG&E must provide the inspection records of its gas transmission and gas storage shut off valves.

® PG&E must send out annual bill inserts about where to call before digging or excavation takes place, and where to call if the odor of natural gas is detected.

Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Wong)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456002

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

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

Consent Agenda - Orders and Resolutions (continued)

Item Disclosure of Records of an Investigation

11

[10455]

Res L-417

Authorizes the disclosure of records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of an electric incident on March 29, 2011, at Newman Avenue in Huntington Beach, California, once the investigation is complete.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455406

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

**Item Siskiyou Telephone Company's Petition for Modification of
12 Decision 10-11-007**

[10456]

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:

® Grants a petition for modification of Decision 10-11-007, authorizing applicant an increase of \$47,619 in its calendar year 2011 California High Cost Fund-A support.

® Closes the proceeding.

ESTIMATED COST:

® \$47,619.

(Comr Peevey - ALJ Mattson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455512

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 13 Meadowbrook Water Co. of Merced, Inc. to Increase its Rates for Water Service Through a General Rate Increase

[10458]

Res W-4881, Advice Letter 55 filed on November 23, 2010 - Related matters.

PROPOSED OUTCOME:

- ® To file a Supplemental Advice Letter (AL) to implement the rates attached to the resolution.
- ® To file a Tier 1 AL in 30 days to update its Title Page and Schedule UF, Surcharge to Fund the Public Utilities Commission Reimbursement Fee.
- ® Allowed to file an advice letter to recover Department of Public Health required water test expenses when they occur.

ESTIMATED COST:

® \$217,746.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455816

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

Consent Agenda - Orders and Resolutions (continued)

Item **California-American Water Company's Petition to Modify**
14 **Decision 06-12-040**

[10471]

A04-09-019

In the Matter of the Application of California-American Water Company for a Certificate of Public Convenience and Necessity to Construct and Operate its Coastal Water Project to Resolve the Long-Term Water Supply Deficit in its Monterey District and to Recover All Present and Future Costs in Connection Therewith in Rates.

PROPOSED OUTCOME:

- ® Modifies Decision 06-12-040 regarding ratemaking approach for Coastal Water Project to:
- ® Increase Special Request I surcharge to 15% to apply to authorized amounts for pre-construction costs. Pre-construction costs shall be recorded in an interest bearing memorandum account that will accrue interest at the five-year U.S. Treasury Constant Maturity Rate, not to fall below 2%.

ESTIMATED COST:

- ® Unknown at this time.

(Comr Peevey - ALJ Minkin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456042

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 **City of Santa Paula's Improvements to an Existing**
15 **Unpermitted At-Grade Pedestrian-Rail Crossing**

[10476]

A11-02-005

PROPOSED OUTCOME:

® Grants authorization to the City of Santa Paula to construct improvements to an existing non permitted at-grade pedestrian-rail crossing (Blanchard School pedestrian crossing) across Ventura County Transportation Commission's Santa Paula Branch Line at milepost 413.04.

® Closes the proceeding.

ESTIMATED COST:

® Discretionary project, not within the scope of this proceeding.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=453779

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

Consent Agenda - Orders and Resolutions (continued)

Item City of Santa Paula's New Pedestrian Bike Path

16

[10477]

A11-02-006

PROPOSED OUTCOME:

® Grants authorization to the City of Santa Paula to construct a new at-grade pedestrian-rail crossing across the International Paper rail track spur of the Ventrue County Transportation Commission's Santa Paula Branch Line at milepost 413.86.

® Closes the proceeding.

ESTIMATED COST:

® Discretionary project, not within the scope of this proceeding.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=453782

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

Item Disclosure of Records of an Investigation

17

[10478]

Res L-418

Authorizes disclosure of records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of an August 18, 2010, electric incident which occurred at 12201 Christy Lane, Los Alamitos, California, once the investigation is complete.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455765

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

Consent Agenda - Orders and Resolutions (continued)

Item **Rideshare Port Management, L.L.C. to Revise a Zone of Rate**
18 **Freedom**

[10480]

A11-03-023

In the Matter of the Application of Rideshare Port Management, L.L.C., dba Prime Time Shuttle, a California limited liability company PSC-11415 for authority to revise its Zone of Rate Freedom to its current service points in Los Angeles, Orange, Ventura, Riverside, San Bernardino, and Santa Barbara on the one hand and Los Angeles World Airport, John Wayne Airport, Long Beach Airport, Ontario International Airport, Bob Hope Airport, Los Angeles/Long Beach Harbor, AMTRAC, and the Greyhound Terminal on the other hand pursuant to Public Utilities Code § 454.2.

PROPOSED OUTCOME:

- ® Grants the application of Rideshare Port Management, L.L.C. to revise its zone of rate freedom for its on-call passenger stage corporation operation.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Users of the service could pay higher rates in the future if Applicant increases its fares as authorized by the zone of rate freedom.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=452780

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

Consent Agenda - Orders and Resolutions (continued)

Item **Mohammad Zarif for a Passenger Stage Corporation**
19 **Certificate**

[10481]

A11-04-028

PROPOSED OUTCOME:

® Grants the application of Mohammad Zarif 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=452566

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

Consent Agenda - Orders and Resolutions (continued)

Item Updates General Order 153 for New California LifeLine Rules
20 From Decision 10-11-033

[10483]

Res T-17321

PROPOSED OUTCOME:

® Approves revised and updated General Order 153 for new California LifeLine rules.

ESTIMATED COST:

® Approximately \$3 million to implement the Resolution, based on actual costs claimed by carriers to implement pre-qualification.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=453568

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

Consent Agenda - Orders and Resolutions (continued)

Item Petition to Modify Decision 10-12-035

21

[10484]

A08-11-001, R06-02-013, R04-04-003, R04-04-025, R99-11-022 - Related matters.

Application of Southern California Edison Company for Applying the Market Index Formula and As-Available Capacity Prices adopted in D.07-09-040 to Calculate Short-Run Avoided Cost for Payments to Qualifying Facilities beginning July 2003 and Associated Relief.

PROPOSED OUTCOME:

® Modifies Decision 10-12-035 to clarify responsibility of municipal departing load customers for stranded costs associated with the Qualifying Facility and Combined Heat and Power Program Settlement Agreement.

ESTIMATED COST:

® None.

(Comr Ferron - ALJ Yip-Kikugawa)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456023

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

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

Consent Agenda - Orders and Resolutions (continued)

**Item Southern California Edison Company's Permit to Construct
22 the Colorado River Substation Expansion Project**

[10485]

A10-11-005

In the Matter of the Application of Southern California Edison Company for a Permit to Construct Electrical Facilities: Colorado River Substation Expansion Project.

PROPOSED OUTCOME:

- ® Grants Southern California Edison Company a permit to construct the Southern Alternative Colorado River Substation expansion project with the mitigation measures attached to this order.
- ® As the lead agency for environmental review of the project, we find that the Supplemental Environmental Impact Report prepared for this project meets the requirements of the California Environmental Quality Act, and that there are overriding considerations that merit construction of the project notwithstanding its significant and unavoidable environmental impacts.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Not applicable for this application per General Order 131-D.

(Comr Sandoval - ALJ Yacknin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456025

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 One-To-Two Year**
23 **Amendment to an Existing Qualifying Facility Contract With**
[10486] **Pacific Oroville Power Inc.**

Res E-4412, Advice Letter 3770-E filed on December 3, 2010 - Related matters.

PROPOSED OUTCOME:

- ® Approves with modification the cost recovery of a one-year amendment to the price and performance obligations of an existing Qualifying Facility (QF) contract between Pacific Oroville Power Inc. and Pacific Gas and Electric Company (PG&E) and grants PG&E the option to extend the amendment an additional year.
- ® Denies PG&E's request to extend the contract term to reflect the duration of the amendment.

ESTIMATED COST:

- ® Actual costs for the capacity and energy delivered under the amendment are confidential at this time.
- ® Following the amendment term, costs will revert to standard QF pricing. QF prices are \$91.97/kW-yr for firm capacity and energy payments are based on short run avoided costs as defined in Decision 07-09-040 as updated by the Commission.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456034

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

Consent Agenda - Orders and Resolutions (continued)

Item **Rural Water Company's General Rate Increase in Annual**
24 **Revenue**

[10487]

Res W-4883, Advice Letter 60-W filed on May 10, 2010 - Related matters.

PROPOSED OUTCOME:

- ® To file a supplemental advice letter (AL) that incorporates the revised rate schedule as Appendix B.
- ® Adopts the quantities in Appendix D.
- ® The utility shall refund over collected revenues of \$350,613 providing a prorated surcredit to each customer over a period of 36 months and with; shall provide the surcredit concurrently with the general rate increase authorized here.
- ® Submit a Tier 2 advice letter once a year to recover costs related to the Nipomo Mesa Management Area tracked in the purchased water account and incurred after the establishment of this account.
- ® The AL is effective after approved by the Division of Water and Audits.

ESTIMATED COST:

- ® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=453893

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

Consent Agenda - Orders and Resolutions (continued)

Item 25 Apple Valley Ranchos Water Company's Agreement to Provide Water Service to the Town of Apple Valley

[10488]

Res W-4882, Advice Letter No. 165-W-A filed on May 6, 2011 - Related matters.

PROPOSED OUTCOME:

® Grants Agreement between Apple Valley Ranchos Water Company and the Town of Apple Valley to provide water for irrigation purposes to irrigate the Apple Valley Golf Course.

® Approves Revised tariff Sheet No. 517-W listing contracts and deviations attached to this order, effective July 14, 2011.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456089

Item 26 Golden State Water Company's Order to Terminate Two Main Extension Contracts Pursuant to Rule 15, Main Extension

[10489]

Res W-4884, Advice Letter 1447-W filed on May 20, 2011 - Related matters.

PROPOSED OUTCOME:

® Approves Golden State Water Company's Advice Letter 1447-W.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455998

Consent Agenda - Orders and Resolutions (continued)

Item **Pacific Gas and Electric Company's Amendments for Two**
27 **Existing Qualifying Facility Power Purchase Agreements**
[10490] **With Berry Petroleum Company**

Res E-4413, Advice Letter 3811-E filed on March 4, 2011 - Related matters.

PROPOSED OUTCOME:

® Approves the contractual and pricing amendments sought by Pacific Gas and Electric Company (PG&E) via Advice Letter 3811-E.

® In authorizing these amendments, this resolution approves cost recovery for the additional costs incurred, specifically those related to modifying the price paid for firm power deliveries made by Berry Petroleum Company to PG&E for the period from January 1, 2010 to December 31, 2011.

® Denies PG&E's request that the Commission find the amended contracts fulfill PG&E's obligations to the Seller pursuant to section 3.3.4 of the Settlement.

® The power purchase agreement amendments are approved without modification.

ESTIMATED COST:

® Costs for Qualifying Facilities are currently \$91.97/kW-yr for firm capacity, \$41.22/kW-yr for as-available capacity and \$67.11/MWh for energy.

® Total contract costs over the two-year period will vary depending on the total amount of energy delivered.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456072

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

Consent Agenda - Orders and Resolutions (continued)

Item **CALifornians for Renewable Energy's Petition to Modify**
28 **Decision 10-07-042**

[10491]

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

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

PROPOSED OUTCOME:

® Denies the petition to modify Decision 10-07-042 wherein CALifornians for Renewable Energy seeks to rescind Pacific Gas and Electric Company's authority to procure 254 megawatts of new generation capacity from the Tracy Project and the Los Esteros Critical Energy Facility Project.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Sandoval - ALJ Kenney)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455387

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 **Southwest Gas Corporation to Establish a Memorandum**
29 **Account to Record Fees for Assembly Bill 32**

[10514]

A10-08-002, A11-03-010 - Related matters.

Application of Pacific Gas and Electric Company, San Diego Gas & Electric Company, Southern California Edison Company, and Southern California Gas Company for Authority to Increase Electric and Natural Gas Rates and Charges to Recover California Air Resources Board Assembly Bill 32 Cost of Implementation Fee.

PROPOSED OUTCOME:

- ® Southwest Gas may establish a memorandum account for Assembly Bill 32 implementation fees.
- ® Final authority to recover costs will be considered in Phase II.

ESTIMATED COST:

- ® Rates remain unchanged.

(Comr Ferron - ALJ Long)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=453676

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

Consent Agenda - Orders and Resolutions (continued)

**Item NoseBeard Enterprises LLC for a Passenger Stage
30 Corporation Certificate**

[10515]

A11-02-013

PROPOSED OUTCOME:

® Grants the application of NoseBeard Enterprises LLC to operate as a scheduled passenger stage corporation between points in San Luis Obispo and between Paso Robles and San Luis Obispo.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=453362

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

Consent Agenda - Orders and Resolutions (continued)

Item **LIMAXI, LLC to Transfer a Passenger Stage Corporation**
31 **Certificate to Farzad Khatoonabadi and Suzette**
[10516] **Khatoonabadi**

A11-04-021

Application for Approval of the Transfer by Sale of the Operating Authority in Passenger Stage Certificate #21653 from LIMAXI LLC to Farzad Khatoonabadi and Suzette Khatoonabadi dba Green Ride pursuant to the provisions of Pub. Util. Code Section 851.

PROPOSED OUTCOME:

- ® Grants the application for approval to transfer a passenger stage corporation certificate from LIMAXI, LLC to Farzad Khatoonabadi and Suzette Khatoonabadi.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=453984

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

Consent Agenda - Orders and Resolutions (continued)

**Item Golden Star Express, LLC for a Passenger Stage
32 Corporation Certificate**

[10517]

A11-05-015

PROPOSED OUTCOME:

® Grants the application of Golden Star Express, LLC to operate as an on-call passenger stage corporation between points in the Counties of Imperial, San Diego, Orange, Los Angeles, San Bernardino, Riverside, Kern, Tulare, Fresno, Monterey, Santa Clara, San Francisco, Alameda, and Sacramento and between points in the Counties of Los Angeles and San Diego and Los Angeles International, San Diego International, and Long Beach Airports, and Los Angeles, Long Beach, and San Diego 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=453053

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

33

[10520]

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:

® Extends Statutory Deadline for resolving this matter to September 24, 2011.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Yacknin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=454570

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

Consent Agenda - Orders and Resolutions (continued)

Item **Sacramento Regional Transit District to Construct, Maintain
34** **and Operate a Track-Over-Track Crossing of Union Pacific
[10525]** **Railroad Track 150 in the City of Sacramento**

A10-08-008

PROPOSED OUTCOME:

® Grants the Sacramento Regional Transit District authority to construct a new at-grade light rail track across Track #150 of the Union Pacific Railroad in the City of Sacramento, Sacramento County.

® Closes the proceeding.

ESTIMATED COST:

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

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=454736

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

Consent Agenda - Orders and Resolutions (continued)

Item **Certificate of Public Convenience and Necessity to Central
35** **Valley Telecom, LLC**

[10526]

A11-04-003

In the Matter of the Application of Central Valley Telecom, LLC. for a Certificate of Public Convenience And Necessity to Provide (i) Resold and Facilities-based Competitive Local Exchange Services throughout the service territories of Pacific Bell Telephone Company, Verizon California, Inc., SureWest Telephone, and citizens Telecommunications Company of California, Inc., and of California, Inc., and ii) resold and facilities-based intrastate interexchange telecommunications services on a statewide basis.

PROPOSED OUTCOME:

® Grants Certificate of Convenience and Necessity to Central Valley Telecom, LLC with conditions set forth in Ordering Paragraphs including requiring Central Valley Telecom, LLC to use expedited 21-day California Environmental Quality Act review process by Energy Division.

® Application 11-04-003 is closed.

ESTIMATED COST:

® None.

(Comr Sandoval - ALJ Hymes)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456056

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

Consent Agenda - Orders and Resolutions (continued)

**Item Southern California Edison Company's Permit to Construct
36 the Red Bluff Substation Project**

[10533]

A10-11-012

In the Matter of the Application of Southern California Edison Company for a Permit to Construct Electrical Facilities: Red Bluff Substation Project.

PROPOSED OUTCOME:

- ® Grants Southern California Edison Company a permit to construct the Red Bluff Substation project with mitigation identified in the Mitigation Monitoring and Reporting Plan.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Not applicable for this application per General Order 131-D.

(Comr Sandoval - ALJ Yacknin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455711

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

Consent Agenda - Orders and Resolutions (continued)

Item **Metropolitan Telecommunications of California, Inc. for a**
37 **Certificate of Public Convenience and Necessity**

[10537]

A10-05-018

PROPOSED OUTCOME:

® Grants Certificate of Public Convenience and Necessity to Metropolitan Telecommunications Inc. to provide limited facilities-based and resold local exchange service within Citizens Operating Company territory.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Simon - ALJ MacDonald)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=452952

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

Item **Ratification of Changes to Preliminary Determinations**
38 **Pursuant to Rule 7.5**

[10538]

Res ALJ-270

PROPOSED OUTCOME:

® The need for hearings in Application 10-09-017 is changed from "no" to "yes."

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455277

Consent Agenda - Intervenor Compensation Orders**Item Compensation to Union of Concerned Scientists****39**

[10498]

R06-02-012

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

PROPOSED OUTCOME:

® Awards Union of Concerned Scientists \$98,159.39 in intervenor compensation for substantial contributions to Decision (D) 08-08-028, D08-10-026, D10-03-021, and D11- 01-025.

ESTIMATED COST:

® Ratepayers of Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company will pay the awarded amount of \$98,159.39, plus interest.

(Comr Ferron - ALJ Simon)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=451740

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

[10499]

R06-05-028

Rulemaking on the Commission's Own Motion to Review the Telecommunications Public Policy Programs.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$373,490.17 for substantial contribution to Decision (D) 08-06-020 and D10-11-033.

ESTIMATED COST:

® The California Public Utilities Commission Intervenor Compensation Fund will pay \$373,490.17, plus interest.

(Comr Peevey - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=453769

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to Disability Rights Advocates

41

[10512]

R06-05-028

Rulemaking on the Commission's Own Motion to Review the Telecommunications Public Policy Programs.

PROPOSED OUTCOME:

® Awards Disability Rights Advocates \$123,017.15 for substantial contribution to Decisions (D) 10-11-033 and D08-06-020.

ESTIMATED COST:

® The California Public Utilities Commission Intervenor Compensation Fund will pay \$123,017.15, plus interest.

(Comr Peevey - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=448690

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to the Green Power Institute

42

[10513]

R06-02-012

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

PROPOSED OUTCOME:

® Awards Green Power Institute \$88,334.52 in intervenor compensation for contributions to Decision (D) 07-07-044, D08-08-028, D08-10-026, D10-03-021, and D11-01-025.

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 \$88,334.52, plus interest.

(Comr Ferron - ALJ Simon)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=453881

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to Women's Energy Matters

43

[10528]

R09-01-019

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

PROPOSED OUTCOME:

® Awards Women's Energy Matters \$5,950 for substantial contribution to Decision 10-12-049.

ESTIMATED COST:

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

(Comr Ferron - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=453522

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

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to The Utility Reform Network

44

[10534]

R08-04-012

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

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$76,097.05 in Intervenor Compensation for contributions to Decision 10-09-024.

ESTIMATED COST:

® The California Public Utilities Commission Intervenor Compensation Fund will pay the awarded amount of \$76,097.05, plus interest.

(Comr Peevey - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456123

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

Regular Agenda

Regular Agenda - Energy Orders

Item **Decision Modifying Decision 06-12-030 and Decision**
45 **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 Peevey - ALJ Yacknin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=454790

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

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

Agenda 3261, Item 46 9/23/2010 (Peevey);
 Agenda 3263, Item 29 10/28/2010 (Peevey);
 Agenda 3267, Item 43 1/13/2011 (Staff);
 Agenda 3268, Item 36 1/27/2011 (Staff);
 Agenda 3270, Item 42 3/10/2011 (Staff);
 Agenda 3271, Item 27 3/24/2011 (Staff);
 Agenda 3272, Item 40 4/14/2011 (Pub. Util. Code §311(e));
 Agenda 3274, Item 42 5/26/2011 (Staff);
 Agenda 3276, Item 35 6/23/2011 (Simon)

Regular Agenda - Energy Orders (continued)

Item ALTERNATE TO ITEM 9699
45a

[10304]

PROPOSED OUTCOME:

® Alternate Proposed Decision clarifies conditions of access to market sensitive information by stating that all market participants parties can participate in Commission proceedings through the use of reviewing representatives. Reviewing representatives may not be employees of a market participant enterprise, but may employ outside representatives such as attorneys, consultants and experts, who abide by the Commission's confidentiality requirements.

ESTIMATED COST:

® None.

(Comr Peevey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456099

Agenda 3272, Item 40a 4/14/2011 (Pub. Util. Code §311(e));

Agenda 3274, Item 42a 5/26/2011 (Staff);

Agenda 3276, Item 35a 6/23/2011 (Simon)

Regular Agenda - Energy Orders (continued)

Item 46
[10233]
R09-08-009

Phase 2 Establishing Policies to Overcome Barriers to Electric Vehicle Deployment and Complying with Public Utilities Code Section 740.2

PROPOSED OUTCOME:

® To achieve the state's emission reduction goal, significant progress in the transportation sector is critical. Today's decision achieves the following:

® Directs electric utilities to collaborate with automakers and other stakeholders to develop an assessment report to be filed in this proceeding to address early notification processes through which utilities can identify where plug-in hybrid and electric vehicles (PEV) charging will likely occur on their electric systems and plan accordingly;

® Affirms that, with limited exceptions, the electric utilities' existing residential PEV rates are sufficient for early PEV market development, and, similarly, that existing commercial and industrial rates are sufficient in the early PEV market for non-residential customers. Electric Vehicle Service Providers in residential settings will be eligible for residential PEV rate schedules. The decision also sets out a process to re-examine PEV rates in the future;

® Considers opportunities to migrate toward new and lower cost metering technologies for PEV charging and sets out a process to develop PEV metering protocols to accommodate increased PEV metering options, such as submetering;

® Determines that, on an interim basis, until June 30, 2013, the costs of any distribution or service facility upgrades necessary to accommodate residential PEV charging will be treated as shared cost;

® Defines the role that utilities may play in education and outreach related to PEVs;

® Requires utilities to perform load research to inform future Commission policy; and

® Addresses utility ownership of electric vehicle service equipment.

® The proceeding remains open for receipt of compliance filings and to monitor efforts by stakeholders to further refine the issues identified herein.

ESTIMATED COST:

® Minimal.

(Comr Peevey - ALJ DeAngelis)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456157

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

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

Agenda 3272, Item 44 4/14/2011 (Peevey);

Agenda 3273, Item 33 5/5/2011 (Staff);

Agenda 3274, Item 44 5/26/2011 (Staff);

Agenda 3275, Item 25 6/9/2011 (Simon);

Agenda 3276, Item 36 6/23/2011 (Florio)

Regular Agenda - Energy Orders (continued)

**Item 47 Petition for Modification of Decision 09-09-047 Regarding
2010-2012 Energy Efficiency Portfolios**

[10367]

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

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

PROPOSED OUTCOME:

Ⓡ Adopts modifications and clarifications to Decision 09-09-047 regarding energy efficiency portfolios for 2010-2012 in response to a Petition for Modification filed by the four major California energy utilities. The decision does the following:

Ⓡ Adopts final ex ante energy savings workpapers for non-Database for Energy Efficiency Resources (non-DEER) energy efficiency measures for 2010-2012 (see Attachment A).

Ⓡ Determines that January 1, 2010 is the effective date for adopted ex ante energy savings workpapers and custom projects.

Ⓡ Require the utilities to identify installation rates for each non-DEER energy efficiency measure in their 2010-2012 energy efficiency portfolios.

Ⓡ Adopts an Energy Division custom project ex ante value review process (see Attachment B).

Ⓡ Allows the utilities to make any energy efficiency portfolio program design changes (e.g., database management system changes, appropriate rebate/measure changes, etc.) consistent with the adopted non-DEER ex ante workpapers within 60 days.

Ⓡ Brings finality and certainty to the determination of ex ante energy savings values for the 2010-2012 portfolios.

Ⓡ Closes Application (A) 08-07-021, A08-07-022, A08-07-023 and A08-07-031.

ESTIMATED COST:

Ⓡ Possible changes to incentives expected to be paid to utilities for 2010-0212 energy efficiency activities.

(Comr Florio - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456005

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

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

Agenda 3274, Item 47 5/26/2011 (Staff);

Agenda 3275, Item 26 6/9/2011 (Simon);

Agenda 3276, Item 37 6/23/2011 (Peevey)

Regular Agenda - Energy Orders (continued)

Item **Pacific Gas and Electric Company, Southern California**
48 **Edison Company, and San Diego Gas & Electric Company's**
[10387] **Rules to Protect the Privacy and Security of Usage Data**

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:

- ® Adopts privacy and security rules.
- ® Expands consumer and third party access to electricity usage and pricing information.
- ® Calls for pilot studies providing access to Smart Meters.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Sullivan)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455935

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

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

Agenda 3275, Item 27 6/9/2011 (Staff);

Agenda 3276, Item 38 6/23/2011 (Staff)

Regular Agenda - Energy Orders (continued)

Item **Regulations to Reduce Fire Hazards with Overhead Power**
49 **Lines and Communication Facilities**

[10475]

R08-11-005

Order Instituting Rulemaking to Revise and Clarify Commission Regulations Relating to the Safety of Electric Utility and Communications Infrastructure Provider Facilities.

PROPOSED OUTCOME:

- ® Adopts regulations to reduce the fire hazards associated with overhead power lines and aerial communication facilities located in close proximity to power lines.
- ® Establishes a new Phase 3 of this proceeding to address two matters. First, Phase 3 will provide a venue for the Consumer Protection and Safety Division to develop and submit a plan to collect data on power-line fires, analyze the data, and use this information to formulate measures to reduce the number of fires ignited by power lines. Second, Phase 3 will develop and adopt maps that accurately identify areas where power line fires are more likely to occur and spread rapidly.
- ® Identifies the regulatory mechanisms that cost-of-service utilities should use to seek recovery of the costs they incur to comply with the adopted regulations.
- ® Denies a request by certain parties to open a new rulemaking proceeding to consider if fire risk should be added to the list of reasons to permit undergrounding of power-line facilities pursuant to electric Tariff Rule 20.

ESTIMATED COST:

- ® The adopted regulations will likely increase costs, but the amount is unknown.
- ® The cost of the new regulations is more than offset by the public-safety benefits.

(Comr Simon - ALJ Kenney)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E42652

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 Solar Initiative Phase One Program Modifications**
50

[10479]

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 prior Commission decisions implementing the California Solar Initiative (CSI) on the following key subjects:

® Directs changes in Virtual Net Metering (VNM) offered under the Multifamily Affordable Solar Housing (MASH) program;

® Expands VNM to any multitenant property, not just those under the MASH program;

® Modifies program rules for CSI regarding application processing, project completion deadlines, inspection requirements, suspension procedures, performance monitoring and reporting services, Single Family Affordable Solar Housing requirements, and MASH incentives and rules; and

® Clarifies CSI budget components and revenue requirement.

ESTIMATED COST:

® No additional costs are incurred by this decision beyond those authorized by statute and previously adopted in Decision 06-12-033.

(Comr Peevey - ALJ Duda)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456037

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 Resolutions and Written Reports**Item San Diego Gas and Electric Company to Establish the EI
51 Dorado Transition Cost Memorandum Account**

[10500]

Res E-4406, Advice Letter 2213-E filed on December 3, 2010 - Related matters.

PROPOSED OUTCOME:

® Approves San Diego Gas & Electric Company's (SDG&E) request to record and recover operations and maintenance costs associated with integrating business and security systems for the 480 Megawatt combined cycle EI Dorado Power Plant, prior to the ownership transition from EI Dorado Energy, LLC, to SDG&E.

® The memorandum account balance will be included in the revenue requirement update to be submitted by advice letter for the first year of plant operation beginning October 2011.

ESTIMATED COST:

® Limited to \$884,000, plus interest.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455792

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

Regular Agenda - Water/Sewer Orders**Item New Order Instituting Rulemaking****52**

[10492]

R._____

Order Instituting Rulemaking on the Commission's Own Motion into Balancing Multi-District Water Utilities' Investments with Affordability of Rates Through a Consolidation of Revenue Requirements and Uniformity of Rates for the Multi-District Water Utilities of: California-American Water Company, California Water Service Company, Del Oro Water Company, Inc., Golden State Water Company, San Gabriel Valley Water Company, and San Jose Water Company.

PROPOSED OUTCOME:

® Initiates a Rulemaking consistent with the Commission's Water Action Plan of 2010 and 2005, to evaluate a regionalization or consolidation of rates (postage stamp rates) of the multi-district water utilities.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=453851

Regular Agenda - Legal Division Matters

Regular Agenda - Legislative and Other Matters**Item Federal Earned Income Tax Credit: Notification: State
53 Departments and Agencies****(Rev.)**

[10505]

AB 509 (Skinner)

This bill requires state departments and agencies to notify certain program recipients that they may qualify for the federal earned income tax credit. (Legislative Subcommittee Recommendation: Oppose unless amended).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455955

07/12/2011 - This revision was not shown on the Agenda mailed to the public.

**Item Energy Efficiency: Commercial Building Retrofits
54****(Rev.)**

[10506]

SB 343 (De León)

This bill allocates an unspecified amount of the public goods charge energy efficiency program funds to a newly established revolving loan program to finance energy retrofits of commercial properties. (Legislative Subcommittee Recommendation: Support).

07/12/2011 - This revision was not shown on the Agenda mailed to the public.

**Item PVUSA Solar Facility
55**

[10346]

SB 843 (Wolk)

This bill would expand the current RES-BCT program to allow for generation units of up to 20 Megawatts (MW). Currently the generation unit size is capped at 1 MW. (Recommendation: Oppose unless amended).

This item was originally placed on the 6/23/11 Agenda as SB 383.

Agenda 3273, Item 69 5/5/2011 (Staff);

Agenda 3274, Item 65 5/26/2011 (Staff);

Agenda 3275, Item 38 6/9/2011 (Staff);

Agenda 3276, Item 45 6/23/2011 (Staff)

Regular Agenda - Legislative and Other Matters (continued)

Item Energy: Rates

56

[10507]

SB 855 (Kehoe)

Current law allows individual retail nonresidential end-use customers to acquire electric service from direct access providers, up to a maximum allowable total kilowatt-hours annual limit. The maximum allowable annual limit is set by the Commission for each electrical corporation at the maximum total kilowatt-hours supplied by all other providers to distribution customers of that electrical corporation during any sequential 12-month period between April 1, 1998, and October 11, 2009. This bill would change the annual maximum allowable total kilowatt-hour limit established for each electrical corporation. (Legislative Subcommittee Recommendation: _____).

Item Natural Gas Surcharge

57

(Rev.)

[10508]

SB 939 (Wright)

This bill would change the mechanism in which natural gas public purpose surcharges are collected. (Legislative Subcommittee Recommendation: Support with technical amendments).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456019

07/12/2011 - This revision was not shown on the Agenda mailed to the public.

**Item Proposed Public Utilities Commission-Sponsored
58 Legislation**

[10536]

Regular Agenda - Commissioner's Reports

Regular Agenda - Management Reports and Resolutions

Item **Report and Discussion by Consumer Protection Safety**
59 **Division on Recent Safety Program Activities**
[10495]

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
60
 [10496]

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
61
 [10412]
C09-07-021

Disposition of application for rehearing of Decision (D) 10-07-005 (Decision) filed by Pacific Bell Telephone Company d/b/a AT&T California (AT&T). In D10-07-005, the Commission resolved a complaint against AT&T, filed by XO Communications Services, Inc. (XO) The issue involved what rate AT&T is entitled to charge XO for certain cage to cage interconnection to other competitive local exchange carriers physically collocated within AT&T's California wire centers. The Decision held that AT&T must bill at the Total Element Long-Run Incremental Cost for the services rather than at any other tariffed rate.

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

Agenda 3276, Item 48 6/23/2011

Closed Session - Applications for Rehearing (continued)

Item Conference with Legal Counsel - Application for Rehearing

62

[10459]

C09-05-009

Disposition of Application for Rehearing of Decision (D) 10-05-029, filed by Hypercube Telecom, LLC (Hypercube). In D10-05-029, the Commission dismissed a complaint filed by Hypercube against Level 3 Communications, LLC (Level 3). The complaint sought collection of charges pursuant to Hypercube's tariffs for access services, database query service, and the routing of 8YY calls to Level 3 for termination to Level 3's customers.

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

Agenda 3276, Item 49 6/23/2011

Closed Session - Initiation of Litigation - Non-Federal

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

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

Closed Session - Threatened Litigation - Non-Federal

Significant exposure to litigation

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

Closed Session - Existing Litigation - Non-Federal

Closed Session - Threatened Litigation - Federal

Significant exposure to litigation in federal agency or court proceedings.

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

Closed Session - Initiation of Litigation - Federal

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

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

Closed Session - 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