
Public Utilities Commission of the State of California

Public Agenda 3284

Thursday, November 10, 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, November 28, 2011 (San Francisco)	Thursday, November 10, 2011 (San Francisco)
Monday, December 12, 2011 (San Francisco)	Thursday, December 01, 2011 (San Francisco)
Monday, January 09, 2012 (San Francisco)	Thursday, December 15, 2011 (San Francisco)
Monday, January 30, 2012 (San Francisco)	Thursday, January 12, 2012 (San Francisco)
Monday, February 13, 2012 (San Francisco)	Thursday, February 02, 2012 (San Francisco)

**Ratesetting Deliberative Meeting dates are reserved as noted but will be held only if there are ratesetting matters to be considered and a Commissioner has requested that a Ratesetting Deliberative Meeting be held.*

Matters of Public Interest

For the convenience of the public and media representatives, items of widespread public interest will be taken up at the beginning of the meeting.

For further information contact the Public Advisor
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PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 17, 28, 34, 35, 36

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

[10768]

Res ALJ 176-3284

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 New Order Instituting Rulemaking

2

[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 Carriers.

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.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555473

Agenda 3274, Item 35 5/26/2011 (Staff);
Agenda 3275, Item 11 6/9/2011 (Staff);
Agenda 3276, Item 5 6/23/2011 (Staff);
Agenda 3277, Item 5 7/14/2011 (Staff);
Agenda 3279, Item 11 8/18/2011 (Staff);
Agenda 3281, Item 3 9/22/2011 (Staff);
Agenda 3282, Item 2 10/6/2011 (Staff);
Agenda 3283 , Item 2 10/20/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **Verizon's Request for Deviation of Public Utilities Code**
3 **Section 320, Undergrounding of Facilities Along Scenic**
[10529] **Highways**

Res T-17269, Advice Letter 12415 filed on June 18, 2009 - Related matters.

PROPOSED OUTCOME:

® Grants Verizon California Inc.'s request for deviation of Public Utilities Code Section 320, with fine and remediation measures.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=525088

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

Agenda 3278, Item 22 7/28/2011 (Staff);
Agenda 3279, Item 8 8/18/2011 (Staff);
Agenda 3280, Item 4 9/8/2011 (Simon);
Agenda 3281, Item 5 9/22/2011 (Staff);
Agenda 3282, Item 3 10/6/2011 (Staff);
Agenda 3283 , Item 3 10/20/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item 4 Delegates Authority to the Executive Director to Suspend and Revoke Household Goods Carrier Permits

[10561]

Res TL-19102

PROPOSED OUTCOME:

® Grants the Executive Director the authority to suspend and revoke the permit of a household goods carrier that fails to pay a judgment awarded to a consumer by a court or an arbitrator in connection with an intrastate shipment of used household goods.

ESTIMATED COST:

® The 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=555472

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

Agenda 3279, Item 13 8/18/2011 (Staff);
Agenda 3280, Item 8 9/8/2011 (Staff);
Agenda 3281, Item 6 9/22/2011 (Staff);
Agenda 3282, Item 5 10/6/2011 (Peevey);
Agenda 3283 , Item 4 10/20/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

**Item Recovery of Costs for the Lease of the Sand City
5 Desalination Facility**

[10603]

A10-04-019

Application of California-American Water Company for an Order Authorizing Recovery of Costs for the Lease of the Sand City Desalination Facility and Associated Operating and Maintenance Costs.

PROPOSED OUTCOME:

® Denies ratemaking approval of Amended Sand City Desalination Plant Lease.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Florio - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=525196

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

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

Agenda 3280, Item 14 9/8/2011 (Staff);

Agenda 3281, Item 9 9/22/2011 (Ferron);

Agenda 3283 , Item 5 10/20/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **Amendment of Telco Industry Rules Under General Order**
6 **96-B**

[10617]

Res T-17327

PROPOSED OUTCOME:

® Authorizes Telco Industry Rule 10-Service Lists for Advice Letter Filings to the Communications Division.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=525171

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

Agenda 3280, Item 28 9/8/2011 (Peevey);
Agenda 3281, Item 13 9/22/2011 (Staff);
Agenda 3282, Item 9 10/6/2011 (Staff);
Agenda 3283 , Item 8 10/20/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **Pacific Gas and Electric Company, San Diego Gas and**
7 **Electric Company and Southern California Edison**
[10679] **Company's Tariffs and Power Purchase Agreements for**
 Eligible Combined Heat and Power Facilities

Res E-4424, PG&E Advice Letter (AL) 3696-E-C, SDG&E AL 2179-E-B and SCE AL 2485-E-B, filed on May 16, 2011 - Related matters.

PROPOSED OUTCOME:

- ® Approves with modifications tariff sheets and two standard offer contracts provided by Pacific Gas and Electric Company, San Diego Gas and Electric Company and Southern California Edison Company for the purchase of excess power from eligible combined heat and power facilities.
- ® Requires the named utilities to file Tier 1 compliance advice letters with approved modifications to the tariff sheets and contracts within seven days of Resolution approval.

ESTIMATED COST:

- ® Actual costs are unknown at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=524284

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

Agenda 3282, Item 20 10/6/2011;

Agenda 3283 , Item 13 10/20/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item 8 Mecchi Water Company's General Rate Increase to Produce Additional Revenue

[10695]

Res W-4887, Advice Letter 18 filed on March 14, 2011 - Related matters.

PROPOSED OUTCOME:

- ® Grants authority to file a supplemental advice letter to incorporate the Summary of Earnings and the revised rate schedules in Appendix B.
- ® Grants authority to file Tier 2 advice letters on or before November 20, 2011 and 2012 for the escalation rates of 2012 and 2013.
- ® Bars Mecchi Water company (Mecchi) from recovery of uncollected revenue for the period between April 24, 2011 – the effective date of the interim rates – and the effective date of this rate increase.
- ® Bars Mecchi from deferred revenue collection for all 2011, 2012, and 2013.
- ® Mecchi shall not request recovery of the Consumer Price Index for years 2011 and 2012.
- ® Orders Mecchi to file a Tier 1 advice letter within 30 days from the effective date of this resolution to revise its Title Page, Rules, and Forms to meet current standards.

ESTIMATED COST:

- ® \$14,434 or 90.00% for Test Year 2011.
- ® \$2,952 or 9.69% for 2012.
- ® \$2,953 or 8.83% for 2013.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=525217

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

Agenda 3283 , Item 17 10/20/2011 (Ferron)

Consent Agenda - Orders and Resolutions (continued)

**Item 9 Modifications to Southern California Edison Company's
 Summer Discount Plan**

[10705]

A10-06-017

In the Matter of the Application of Southern California Edison Company for Summer Discount Plan Program.

PROPOSED OUTCOME:

- ® Authorizes modifications to enable competitive dispatch of Southern California Edison Company's Summer Discount Plan, enabling service curtailments when warranted by market prices.
- ® Closes the proceeding.

ESTIMATED COST:

- ® \$26.6 million, but costs are offset by avoided purchases of power and power resources.

(Comr Peevey - ALJ Sullivan)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555265

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

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

Agenda 3283 , Item 20 10/20/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

**Item Searles Domestic Water Company's General Rate Case to
10 Produce Additional Revenue**

[10708]

Res W-4888, Advice Letter 54-W filed on June 16, 2011 - Related matters.

PROPOSED OUTCOME:

- ® Grants Authority to file a supplemental advice letter with the revised rate schedules attached to Appendix B.
- ® Files Tier 2 advice letters on or before 11/20/2011 and 2012 for the escalation years 2012 and 2013.
- ® Establishes a Water Conservation Memorandum Account to track changes in fixed costs and related income taxes included in the quantity rates due to changes in water sales; to file a Tier 1 advice letter within 30 days of the effective date of this resolution to revise its Title Page, Rules, and Forms.
- ® Revises its Rule 11 to incorporate a reconnection charge of \$35 during business hours, and \$50 outside of business hours.

ESTIMATED COST:

® \$172,925 or 42.22% for Test Year 2011; \$55,650 or 9.55% and \$55,400 or 8.68% for Escalation Years 2012 and 2013, respectively.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=525234

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

Agenda 3283 , Item 21 10/20/2011 (Florio)

Consent Agenda - Orders and Resolutions (continued)

Item Consumer Service and Information Division's Pilot Program

11

[10719]

Res CSID-005

PROPOSED OUTCOME:

- ® Approves extension of duration for the pilot program, referred to as Community Help and Awareness with Natural Gas and Electricity Services (Changes).
- ® Consumer Service and Information Division's Changes to the Pilot Program will be ongoing.

ESTIMATED COST:

- ® Funding level of a maximum of \$60,000 per month of California Alternate Rates for Energy Funds.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555421

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

Consent Agenda - Orders and Resolutions (continued)

Item **California American Water Company to Implement a**
12 **Surcharge**

[10721]

Res W-4889, Advice Letter 905-W filed on May 27, 2011 - Related matters.

PROPOSED OUTCOME:

® Approves request to amortize \$1,146,03.61 in the Water Contamination Litigation Memorandum Account for its Los Angeles District with a surcharge of \$0.1156 per hundred cubic feet for a 12-month period.

® Authorizes the company to transfer \$1,146,053.61 from its Water Contamination Litigation Memorandum Account to a balancing account for recovery.

® Authorizes the company to earn interest on the balance in this balancing account at the 90-day commercial paper rate.

ESTIMATED COST:

® \$1,146,053.61.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555220

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

Item **Exposition Metro Line Construction Authority to Construct**
13 **27 New Light Rail Crossings in Cities of Los Angeles and**
[10722] **Santa Monica**

Res SX-100

PROPOSED OUTCOME:

® Approves construction of 16 new at-grade and 11 grade-separated Highway-Light Rail Transit Crossings as part of the Exposition Corridor Light Rail Transit Project-Phase 2 in the Cities of Los Angeles and Santa Monica, Los Angeles County.

ESTIMATED COST:

® Not within scope of this resolution.

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

Consent Agenda - Orders and Resolutions (continued)

Item 14 **Golden State Water Company to Establish a Memorandum Account to Track Costs to Participate in the First 5 LA Oral Health Community Development Program**
[10724]

Res W-4890, Advice Letter 1455-W filed on August 8, 2011 - Related matters.

PROPOSED OUTCOME:

® Approves to establish a First 5 LA Memorandum Account to track costs to participate in the First 5 LA Oral Health Community Development Program effective September 7, 2012 conditioned on the filing of a supplement consistent with Ordering Paragraph 4 in this resolution.

® Approves to record incremental engineering design and consulting costs in the First 5 LA Memorandum Account.

® Approves in addition, operation and maintenance (O&M) costs through December 31, 2012 may be recorded in the First 5 LA Memorandum Account.

® O&M costs beginning January 2013 shall be reviewed and approved as part of Golden State Water Company's current general rate case filed on January 21, 2011 (Application 11-07-017) and are not to be recorded in the First 5 LA Memorandum Account authorized in this resolution.

® Approves to file a supplement to Advice Letter 1455 to modify its tariff sheets to comply with terminating the tracking of O&M costs in the First 5 LA Memorandum Account on December 31, 2012.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=554317

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

Consent Agenda - Orders and Resolutions (continued)

Item Disclosure of Records of an Investigation

15

[10726]

Res L-424

Authorizes the disclosure of records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of two railroad crossing incidents that occurred on May 1, 2007 and March 24, 2010, at Power Inn Road Crossing in Sacramento, California.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555056

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

Item Disclosure of Records of an Investigation

16

[10728]

Res L-425

Authorizes disclosure of records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of an August 25, 2011 incident involving a Pacific Gas and Electric Company power surge in East Palo Alto, California, once the investigation is complete.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=521467

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

Consent Agenda - Orders and Resolutions (continued)

Item Dismissal of Case 11-08-007

17

[10742]

(ECP) C11-08-007

John E. Gregory vs. Pacific Bell Telephone Company dba AT&T California and MCI Communications Services Inc. dba World Com.

PROPOSED OUTCOME:

- ® Complainant seeks damages for alleged improper conduct of defendants.
- ® Dismisses Case 11-08-007 for failure to state a cause of action within our jurisdiction.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Sandoval - ALJ Barnett)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=462544

Consent Agenda - Orders and Resolutions (continued)

**Item Pacific Gas and Electric Company's Community Choice
18 Aggregation Non-Disclosure Agreement**

[10743]

Res E-4420, Advice Letter 3841-E-C Filed on August 15, 2011 - Related matters.

PROPOSED OUTCOME:

® Approves revisions to Pacific Gas and Electric Company's (PG&E) Community Choice Aggregation Non-Disclosure Agreement, Form 79-1031, and to PG&E's Electric Schedule E-CCAINFO–Information Release to Community Choice Aggregators, as described herein.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555510

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

Consent Agenda - Orders and Resolutions (continued)

Item **Modification of Decision 10-01-022 Regarding Certification**
19 **Standards for Solar Water Heating Systems**

[10744]

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:

- ® Grants the petition of EchoFirst in part.
- ® Modifies Decision 10-01-022 regarding the California Solar Initiative (CSI) Thermal Program to state that the International Association of Plumbing and Mechanical Officials is qualified to certify solar water heating systems to Solar Rating and Certification Corporation (SRCC) standards, as required by Public Utilities Code § 2864.
- ® Establishes a process for the CSI Thermal Program Administrators to consider requests for acceptance of SRCC certification performed by additional entities.

ESTIMATED COST:

- ® None.
- ® Any costs incurred by the CSI Thermal Program Administrators to certify new entities may be passed through to applicants.

(Comr Peevey - ALJ Duda)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555391

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 **Incentives to Propane-Displacing Solar Water Heating**
20 **Systems in the California Solar Initiative Thermal Program**

[10745]

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 Decision 10-01-022 to allow incentives to solar water heating systems that displace propane usage for electric customers of Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company.

ESTIMATED COST:

® No additional cost beyond \$100.8 million in funds already allocated for the California Solar Initiative Thermal Program from electric ratepayers.

(Comr Peevey - ALJ Duda)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555154

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 **Implementation of New Public Utilities Code Section 399.16**
21 **Establishing Renewables Portfolio Standard Portfolio**
[10746] **Content Categories**

R11-05-005

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

PROPOSED OUTCOME:

- ® Implements new Renewable Portfolio Standard (RPS) portfolio content categories.
- ® Establishes new requirements for investor-owned utility advice letters seeking approval of RPS procurement contracts.
- ® Establishes new requirements for determining retail sellers' compliance with new RPS portfolio content categories.

ESTIMATED COST:

- ® Unknown – Subject to Commission approval of individual contracts.

(Comr Ferron - ALJ Simon)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E48408

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 East Pasadena Water Company's General Rate Increase to
22 Produce Additional Annual Revenue for Test Year 2011**

[10754]

Res W-4892, Advice Letter 74 filed on August 4, 2011 - Related matters.

PROPOSED OUTCOME:

- ® Authorizes to file a supplemental advice letter with the revised rate schedules attached to resolution as Appendix B.
- ® Authorizes to file a Tier 1 advice letter within 30 days from effective date of this resolution to revise its tariff rules in Ordering Paragraph 4.

ESTIMATED COST:

- ® \$180,994 or 8.64%.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555355

Consent Agenda - Orders and Resolutions (continued)

**Item Motion to Amend Application and Direct Southern California
23 Edison Company to File a Smart Meter Opt-Out Proposal**

[10755]

A11-07-020

Application of Consumers Power Alliance, Public Citizen, Coalition of Energy Users, Eagle Forum of California, Neighborhood Defense League of California, Santa Barbara Tea Party, Concerned Citizens of La Quinta, Citizens Review Association, Palm Springs Patriots Coalition Desert Valley Tea Party, Menifee Tea Party - Hemet Tea Party – Temecula Tea Party, Rove Enterprises, Inc., Schooner Enterprises, Inc., Eagle Forum of San Diego, Southern Californians For Wired Solutions To Smart Meters, and Burbank Action For Modification of D.08-09-039 and A Commission Order Requiring Southern California Edison Company To File An Application For Approval of A Smart Meter Opt-Out Plan.

PROPOSED OUTCOME:

- ® Directs Southern California Edison Company to file a smart meter opt-out proposal.
- ® Grants motion to amend application.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Yip-Kikugawa)

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 **Directs San Diego Gas & Electric Company to File a Smart
24** **Meter Opt-Out Proposal**

[10756]

A11-03-015

Application of Utility Consumers' Action Network for Modification of Decision 07-04-043 so as to Not Force Residential Customers to Use Smart Meters.

PROPOSED OUTCOME:

- ® Directs San Diego Gas & Electric Company to file an Opt-Out Proposal no later than 14 days after the effective date of the decision.
- ® Denies request to modify Decision 07-04-043.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Yip-Kikugawa)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555368

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 25
[10757] Pacific Gas and Electric Company, the Division of Ratepayer Advocates and California Small Business Roundtable/California Small Business Association's Petition for Modification of Decision 10-02-032

A09-02-022

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

PROPOSED OUTCOME:

- ® Grants, with modifications, Pacific Gas and Electric Company's (PG&E) Petition to Modify Decision (D) 10-02-032.
- ® For small business customers: rate design changes deferred to 11/2012 (time-of-use (TOU) only) and 11/2014 (TOU with Peak Day Pricing).
- ® For agricultural customers: affirms previous Executive Director deferral of rate design effective date from 2/2012 to 3/2013 (mandatory TOU).
- ® For residential customers: removes requirement for residential "critical peak pricing" rate design and extends existing SmartRate option, until Commission adopts a successor rate in a future proceeding.
- ® Cost recovery: grants, with modifications, PG&E's requested modifications to extend cost recovery periods to reflect modified decisions and passage of time since D10-02-032.
- ® Grants in part, and denies in part, Division of Ratepayer Advocates/California Small Business Roundtable/California Small Business Association's Petition to Modify D10-02-032.
- ® Denies request that the Commission adopt a set of qualitative standards that would determine when dynamic rates would be deployed for small commercial customers.
- ® Grants proposals to improve PG&E's customer outreach and education for small business customers and extends these proposals to medium commercial customers as well.
- ® Orders Staff Report to Evaluate Effectiveness of PG&E's Customer Education and Outreach, and Recommend Improvements.
- ® Application 09-02-022 is closed.

ESTIMATED COST:

- ® None.

(Comr Ferron - ALJ Roscow)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555449

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 **Bridge Funding for the Small Multi-Jurisdictional Utilities'**
26 **Energy Savings Assistance and California Alternate Rates**
[10758] **for Energy Programs**

A11-06-016, A11-06-018, A11-06-019, A11-06-020, A11-06-021, A11-07-015 - Related matters.

In the Matter of the Application of PacifiCorp for Approval of the 2012-2014 California Alternate Rates for Energy and Energy Savings Assistance Programs and Budgets.

PROPOSED OUTCOME:

® Approves a bridge funding.

ESTIMATED COST:

® Continues Funding at current levels.

(Comr Simon - ALJ Kim)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555427

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 **Bridge Funding for the Large Investor-Owned Utilities'**
27 **Energy Savings Assistance and California Alternate Rates**
[10759] **for Energy Programs**

A11-05-017, A11-05-018, A11-05-019, A11-05-020 - Related matters.

Application of Southern California Edison Company for Approval of its 2012- 2014 California Alternate Rates for Energy (CARE) and Energy Savings Assistance Programs and Budgets.

PROPOSED OUTCOME:

® Authorizes the large investor-owned utilities (IOUs), Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas & Electric Company and Southern California Gas Company, to expend the average monthly authorized 2011 level of funds until June 30, 2012 to continue their Energy Savings Assistance Program (formerly known as the Low Income Energy Efficiency Program) and California Alternate Rates for Energy Program until the Commission adopts a final decision on the IOUs' Energy Savings Assistance Program and California Alternate Rates for Energy Program budget applications for 2012-2014.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Kim)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555395

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 Decision Extending Statutory Deadline

28

(Rev.)

[10760]

110-11-013

Order Instituting Investigation on the Commission's Own Motion into the Operations and Practices of Pacific Gas and Electric Company, Regarding the Gas Explosion and Fire on December 24, 2008 in Rancho Cordova, California.

PROPOSED OUTCOME:

® Extends the deadline for resolving Investigation 10-11-013 into Pacific Gas and Electric Company Concerning the December 28, 2008 gas explosion and fine to December 19, 2011.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Wong)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555279

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

11/07/2011 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Orders and Resolutions (continued)

Item **Frontier Communications Southwest, Inc.'s California**
29 **Advanced Service Fund**

[10762]

Res T-17348

PROPOSED OUTCOME:

® Approves funding for a California Advanced Services Fund Grant Application of Frontier Communications Southwest, Inc. to provide broadband service to an underserved area in Alpine County amounting to \$95,919.20.

ESTIMATED COST:

® \$95,919.20.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=554904

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

Consent Agenda - Orders and Resolutions (continued)

Item **Amendments to Southern California Edison Company**
30 **Assembly Bill 1969 CREST Power Purchase Agreement**

[10763]

R11-05-005

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

PROPOSED OUTCOME:

® Grants, with modifications, the motion by Clean Coalition, entitled Motion of Clean Coalition for Immediate Amendments of Assembly Bill 1969, California Renewable Energy Small Tariff (CREST) Power Purchase Agreement.

® Requests changes to the Southern California Edison Company's (SCE) CREST Power Purchase Agreement (PPA) so that small renewable developers have an acceptable PPA to receive federal cash grants under § 1603 of the American Recovery and Reinvestment Tax Act for their projects.

® Directs SCE to file a Tier 1 advice letter to:

® (1) modify Section 2.8 (Date of Initial Operation) and Section 4.2(d)(3) (Term and Termination);

® (2) modify Section 4 (Term & Termination);

® (3) modify Section 12 (Assignment);

® (4) remove Sections 14.2 (Future Modifications) and 14.4 (Application for Modifications);

® (5) add two new contract sections, Force Majeure and Indemnification and

® (6) modify the CREST PPA to provide more options for interconnection agreement.

® This proceeding remains open.

ESTIMATED COST:

® Unknown.

(Comr Ferron - ALJ DeAngelis)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555452

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 San Diego Gas & Electricity Company's Five Renewable
31 Energy Power Purchaser Agreements**

[10764]

Res E-4439, Advice Letter 2270-E filed on July 14, 2011 and Advice Letter 2270-E-A on September 23, 2011 - Related matters.

PROPOSED OUTCOME:

® Approves San Diego Gas & Electric Company's (SDG&E) Advice Letters (AL) 2270-E and AL 2270-E-A with modifications.

® Approves cost recovery for the long-term renewable energy power purchase agreements, as amended, between SDG&E and LanEast Solar Farm, LLC, LanWest Solar Farm, LLC, Desert Green Solar Farm, LLC, Rugged Solar LLC, and Tierra Del Sol Solar Farm, LLC, without modifications.

® Approves the Option between SDG&E and Soitec Solar Development, LLC and requires any PPA's executed as a result of the Option to be filed by Tier 2 AL.

ESTIMATED COST:

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

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555171

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

Consent Agenda - Orders and Resolutions (continued)

Item 32 **Meadow Valley Water Works' General Rate Increase to Produce Additional Annual Revenue for Test Year 2011 and Escalation Year 2012**
[10773]

Res W-4893, Advice Letter 15 filed on May 19, 2011 - Related matters.

PROPOSED OUTCOME:

- ® Authorizes Utility to supplement Advice Letter 15 to make effective revised schedules attached to Appendix B.
- ® Authorizes Utility to file a Tier 1 advice letter within 30 days from the effective date of this resolution to revise certain rules and forms.
- ® Authorizes Utility to file a Tier 2 advice letter on or before November 20, 2012 for the escalation rate of 2012 and rates made effective January 1, 2013.
- ® The Utility shall not request a Consumer Price Index increase for years 2011 and 2012.

ESTIMATED COST:

- ® \$2,821 or 98.8% for Test Year 2011.
- ® \$1,329 or 23.4% for Escalation Year 2012.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=525278

Consent Agenda - Orders and Resolutions (continued)

Item **Southern California Edison Company's Confirmation of**
33 **Daniel P. Garcia**

[10777]

Res E-4441, Advice Letter 2632-E, filed on September 21, 2011 - Related matters.

PROPOSED OUTCOME:

® Grants Southern California Edison Company's request to confirm its nominee, Daniel P. Garcia, to the Committees of its Nuclear Decommissioning Trust Funds for another five year term starting on the effective date of this Resolution.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=554105

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

34

[10778]

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 other 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 April 20, 2012, pursuant to Public Utilities Code § 1701.2(d).

ESTIMATED COST:

® None.

(Comr Ferron - ALJ Barnett)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=554120

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

35

[10779]

C08-06-018

XO Communications Services, Inc. vs. Fones4All Corporation.

PROPOSED OUTCOME:

® Extends the statutory deadline until February 28, 2012.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Reed)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=554138

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

36

[10780]

C07-12-030, C08-02-009 - Related matters.

Fones4All Corporation vs. Pacific Bell Telephone Company d/b/a AT&T California.

PROPOSED OUTCOME:

® Extends the statutory deadline until December 2, 2012.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Reed)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=554142

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

37

[10782]

A08-05-019

Application of California Water Service Company for an order confirming its discontinuance of the ESP program as provided in D.07-12-055, Ordering Paragraph 19, approving accounting for the residual affiliate transaction, and confirming under D.07-12-055, Ordering Paragraph 16 that Applicant's residual services to its affiliate CWS Utility Services comply with applicable law.

PROPOSED OUTCOME:

® Extends statutory deadline for this proceeding granted under Decision 11-09-032 to and including January 28, 2012.

ESTIMATED COST:

® None.

(Comr Florio - ALJ Walwyn)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=554201

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

Consent Agenda - Orders and Resolutions (continued)

Item **Indirect Transfer of Control of PaeTec Communications, Inc.,**
38 **McLeodUSA Telecommunications Services, LLC, Talk**
[10788] **America, Inc. and LDMI Telecommunications, Inc. to**
 Windstream Corporation

A11-08-012

PROPOSED OUTCOME:

- ® Grants the approval of the indirect transfer of control.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Sandoval - ALJ Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555143

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

Regular Agenda

Regular Agenda - Energy Orders

**Item Regulations to Reduce Fire Hazards with Overhead Power
39 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=555307

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

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

Agenda 3277, Item 49 7/14/2011 (Peevey);

Agenda 3279, Item 33 8/18/2011 (Staff);

Agenda 3281, Item 39 9/22/2011 (Simon);

Agenda 3282, Item 31 10/6/2011 (Florio)

Regular Agenda - Energy Orders (continued)

Item 40 Direct Access Reforms to Provide for Limited Retail Competition

[10646]

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:

- ® Adopts changes in the methodologies to calculate Bundled Utility Customer Indifference as applied to non-bypassable charges to Direct Access (DA) customers.
- ® Revises these methodologies, particularly with respect to the measure of the market based benchmark.
- ® Revises the switching rules that allow for movement of customers between bundled and DA load.
- ® Adopts provisions in conformance with statutory requirements for financial security applicable to Electric Service Providers (ESPs).
- ® These revisions advance the principles of promoting competitive choice for electric procurement within the limits prescribed by statute and Commission rules while protecting ratepayers from cost shifting. We uphold the principle of bundled service customer indifference while recognizing the need to recognize the effects of the partial reopening of DA and the market changes that accompany it.

ESTIMATED COST:

- ® No cost to bundled ratepayers.
- ® DA Customers and ESP's costs may change depending on how the adopted revisions in methodologies affect the relevant DA surcharges and procurement costs.
- ® Precise impacts have not been calculated.

(Comr Ferron - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=554720

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

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

Agenda 3281, Item 40 9/22/2011 (Staff);

Agenda 3282, Item 32 10/6/2011 (Peevey);

Agenda 3283 , Item 35 10/20/2011 (Simon)

Regular Agenda - Energy Resolutions and Written Reports**Item Pacific Gas and Electric Company's Renewable Energy
41 Power Purchase Agreement with Mojave Solar, LLC -
[10711] OPTION A**

Res E-4433, Advice Letter 3876-E filed on July 19, 2011 and Supplemental Advice Letter 3876-E-A filed on August 29, 2011 - Related matters.

PROPOSED OUTCOME:

® Denies cost recovery for the long-term renewable power purchase agreement between Pacific Gas and Electric Company and Mojave Solar, LLC, an affiliate of Abengoa Solar, Inc.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555248

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

Agenda 3283 , Item 38 10/20/2011 (Pub. Util. Code §311(e))

**Item OPTION B
41a
[10712]****PROPOSED OUTCOME:**

® Approves cost recovery for the long-term renewable power purchase agreement (PPA) between Pacific Gas and Electric Company and Mojave Solar, LLC, an affiliate of Abengoa Solar, Inc.

® The PPA is approved with modifications.

ESTIMATED COST:

® Costs of the PPA are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555536

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

Agenda 3283 , Item 38a 10/20/2011 (Pub. Util. Code §311(e))

Regular Agenda - Energy Resolutions and Written Reports (continued)

Item ALTERNATE TO ITEM 10711 AND ITEM 10712
41b

[10765]

PROPOSED OUTCOME:

- ® Approves cost recovery for the long-term renewable power purchase agreement (PPA) between Pacific Gas and Electric Company and Mojave Solar, LLC, an affiliate of Abengoa Solar, Inc.
- ® The PPA is approved.

ESTIMATED COST:

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

(Comr Peevey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555545

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

Agenda 3283 , Item 38b 10/20/2011 (Pub. Util. Code §311(e))

Regular Agenda - Communication Orders

Item **New Order Instituting Rulemaking**

42

[10781]

R_____

Order Instituting Rulemaking into the Review of the California High Cost Fund-A Program.

PROPOSED OUTCOME:

® Initiates a review of the California High Cost Fund A to determine how it is functioning and to determine if changes should be made.

ESTIMATED COST:

® Unknown at this time, but potentially significant impacts depending on outcome.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555498

Regular Agenda - Communication Resolutions and Reports

**Item Rural Telecommunications Infrastructure Grant Program
43 Application for the Godfrey Ranch Line Extension Project**

[10643]

Res T-17316

PROPOSED OUTCOME:

® Requests a California High Cost Fund-A funding for the construction of the Godfrey Ranch Line Extension Project by the Siskiyou Telephone Company.

ESTIMATED COST:

® \$1,444,100.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=525181

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

Agenda 3281, Item 24 9/22/2011 (Florio);
Agenda 3283 , Item 40 10/20/2011 (Florio)

Regular Agenda - Communication Resolutions and Reports (continued)

**Item Suspends the Communications Division's Written
44 Disposition of TelePacific's Advice Letter 314**

[10677]

Res T-17344

PROPOSED OUTCOME:

® Directs parties to the proposed transaction to file an application seeking Commission approval of the processed acquisition of assets.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=525176

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

Agenda 3282, Item 19 10/6/2011 (Staff);

Agenda 3283 , Item 12 10/20/2011 (Peevey)

**Item ALTERNATE TO ITEM 10677
44a**

[10804]

PROPOSED OUTCOME:

® This alternate resolution denies the protest of Straishot RC LLC and approves U.S. TelePacific Advice Letter 314 granting authority for the acquisition of the assets, customer base and operating authority of IXCH, Inc., by TelePacific's subsidiare, TelePacific Managed Services.

ESTIMATED COST:

® None.

(Comr Peevey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=554638

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

Regular Agenda - Communication Resolutions and Reports (continued)

**Item The California Broadband Coalition and American Recovery
45 and Reinvestment Act's Funded Digital 395 Project**

[10737]

Res T-17347

PROPOSED OUTCOME:

® Adopts a Mitigated Negative Declaration pursuant to the California Environmental Quality Act (CEQA) for the California Broadband Coalition America Recovery and Reinvestment Act/California Advanced Services Fund (CASF) funded broadband project.

ESTIMATED COST:

® Approves the CEQA required for 20% CASF matching grant of approximately \$20 million.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555384

Agenda 3283 , Item 41 10/20/2011 (Staff)

Regular Agenda - Water/Sewer Orders**Item New Order Instituting Rulemaking****46**

[10492]

R._____

Order Instituting Rulemaking on the Commission's Own Motion into Addressing the Commission's Water Action Plan Objective of Setting Rates that Balance Investment, Conservation, and Affordability for the Multi-District Water Utilities of: California-American Water Company, California Water Service Company, Del Oro Water Company, Inc., Golden State Water Company, and San Gabriel Valley 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=554997

Agenda 3277, Item 52 7/14/2011 (Florio);
Agenda 3279, Item 38 8/18/2011 (Simon);
Agenda 3280, Item 43 9/8/2011 (Ferron);
Agenda 3281, Item 44 9/22/2011 (Ferron);
Agenda 3283 , Item 42 10/20/2011 (Florio)

Regular Agenda - Water/Sewer Orders (continued)

Item **ALTERNATE TO ITEM 10492**
46a
(Rev.)
[10812]

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.
- ® Limits Rulemaking to consideration of consolidation or "high-cost" fund mechanisms on a general policy basis.
- ® The Commission will not adopt utility-specific "high-cost" funds or order any water district consolidations in this proceeding.

ESTIMATED COST:

- ® None.

(Comr Florio)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555534

11/02/2011 - This item was not listed on the agenda distributed to the public.

Regular Agenda - Water/Sewer Orders (continued)

**Item San Gabriel Valley Water Los Angeles Division's Settlement
47 and Revenue Requirements**

[10628]

A10-07-019

In the Matter of the Application of San Gabriel Valley Water Company for Authority to Increase Rates Charged for Water Service in its Los Angeles County Division by \$10,232,700 or 17.8% in July 2011, \$1,767,700 or 2.6% in July 2012, and \$2,245,800 or 3.2% in July 2013 and in its Fontana Water Company division by \$1,252,200 or 2.1% in July 2011.

PROPOSED OUTCOME:

- ® Adopts revenue requirement of \$64,151,400 for San Gabriel Valley Water Los Angeles District.
- ® Adopts rate adjustment of \$0.0455/ccf for San Gabriel Valley Water Fontana Division.
- ® Denies San Gabriel Valley Water request for a health and dental expense balancing account.
- ® Closes the proceeding.

ESTIMATED COST:

- ® \$64,151,400.

(Comr Sandoval - ALJ Hecht)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555200

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

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

Agenda 3282, Item 38 10/6/2011 (Florio)

Regular Agenda - Water/Sewer Resolutions and Reports

Item **San Jose Water Company's Surcharges to Recover**
48 **\$5,740,078, or an Increase of 2.62% in Annual Metered**
[10613] **Revenue, for Lost Revenues due to Mandatory Conservation**
 - OPTION A

Res W-4885, Supplemental Advice Letter 415-A filed on July 8, 2010 - Related matters.

PROPOSED OUTCOME:

® Order rejecting without prejudice San Jose Water Company's (SJWC) request to amortize its mandatory conservation revenue adjustment memorandum account and referring this issue to be reviewed and resolved in SJWC's next General Rate Case application.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=525209

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

Agenda 3280, Item 24 9/8/2011 (Staff);
Agenda 3281, Item 11 9/22/2011 (Staff);
Agenda 3282, Item 8 10/6/2011 (Staff);
Agenda 3283 , Item 7 10/20/2011 (Peevey)

Regular Agenda - Water/Sewer Resolutions and Reports (continued)

Item OPTION B

48a

[10801]

PROPOSED OUTCOME:

- ® Permits the Utility to transfer \$5,740,078 from its Mandatory Conservation Revenue Adjustment Memorandum Account to a balancing account for recovery.
- ® Permits the Utility to earn interest on the balance in this balancing account at the 90-day commercial paper rate.
- ® Permits the Utility to implement a surcharge of \$0.0944 per 100 cubic feet added to the quantity rates over 12 months to recover in rates the \$5,740,078 in lost revenues.
- ® Permits the Utility to file a Tier 1 Advice Letter to make effective the tariff schedules attached to this Resolution five days after approval of this Resolution.
- ® Permits the Utility to cancel the corresponding tariffs for the presently effective rate schedules listed in Ordering Paragraph 3.

ESTIMATED COST:

\$5,740,078 or 2.62%.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=554694

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

Regular Agenda - Transportation/Rail Safety Resolutions and Reports

Item **Establishes Citation Procedures for the Enforcement of**
49 **Safety Regulations for Violations of General Orders and**
[10749] **Code of Federal Regulation by Gas Corporations**

Res ALJ-274

PROPOSED OUTCOME:

- ® Delegates to Consumer Protection and Safety Division Staff the authority to issue citations and levy fines on gas corporations for violations of General Order 112-E and the Code of Federal Regulations, Title 49, Parts 190, 191, 192, 193, and 199.
- ® Sets forth specific Citation Procedures and an Appeal Process in Appendix A.
- ® Penalties are assessed at the maximum amount set forth in Public Utilities Code § 2107.
- ® Penalty payments are the responsibility of shareholders of the gas corporations and shall not be charged to ratepayers.

ESTIMATED COST:

- ® No costs to ratepayers.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555364

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

Regular Agenda - Legal Division Matters

Regular Agenda - Legislative and Other Matters

Regular Agenda - Commissioner Reports

Regular Agenda - Management Reports and Resolutions

Item **Report and Discussion by Consumer Protection and Safety**
50 **Division on Recent Safety Program Activities**
[10769]

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**
51
 [10770]

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**
52
 [10784]
A10-04-020

Disposition of application for rehearing of Resolution (Res.) E-4243 filed by Alan and Peggy Ludington, Danalynn Pritz and David J Tanner. Among other things, Res. E-4243 found that a power line Southern California Edison Company proposed to build near Moorpark, in Ventura County was exempt from the requirements of General Order 131-D.

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

Closed Session - Applications for Rehearing (continued)

Item Conference with Legal Counsel - Application for Rehearing

53

[10797]

A07-06-031

Disposition of following: Applications for Rehearing of Decision (D) 09-12-044 filed by The City of Chino Hills (Chino Hills), Californians for Renewable Energy, Inc. and the Acton Town Council; related Motion for Partial Stay of D09-12-044, filed by Chino Hills; and/or Motion to Reconsider the Rejection of the Application for Rehearing of D09-12-044 filed Antelope Valley-East Kern Water Agency. D09-12-044 granted Southern California Edison Company a Certificate of Public Convenience and Necessity to construct segments 4-11 of the Tehachapi Renewable Transmission Project.

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

Closed Session - Initiation of Litigation - Non-Federal

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

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

Item Conference with Legal Counsel - Initiation of Litigation**54**

[10753]

I._____

Deliberation on institution of investigation of proceeding(s) or disciplinary action(s) 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(s) or disciplinary action(s) 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.

Agenda 3283 , Item 49 10/20/2011

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

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