
Public Utilities Commission of the State of California

Public Agenda 3286

Thursday, December 15, 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, 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)
Monday, March 05, 2012 (San Francisco)	Thursday, February 16, 2012 (San Francisco)
Monday, March 19, 2012 (San Francisco)	Thursday, March 08, 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.
- 8, 34, 35, 36, 37

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 1 Preliminary Categorizations and Hearing Determinations for Recently Filed Formal Applications

[10876]

Res ALJ 176-3286

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.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570027

Consent Agenda - Orders and Resolutions (continued)

Item **Amendment of Telco Industry Rules Under General Order**
2 **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=570453

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);
Agenda 3284, Item 6 11/10/2011 (Staff);
Agenda 3285, Item 2 12/1/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **California Public Utilities Commission Transportation**
3 **Reimbursement Account Fees for Fiscal Year 2011-12**

[10785]

Res M-4823

PROPOSED OUTCOME:

® To provide continued funding for the California Public Utilities Commission (CPUC) regulation of transportation companies for the 2011-12 fiscal year.

ESTIMATED COST:

® No impact to customers of transportation companies regulated by the CPUC.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570080

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

Item **Appeal of Resolution E-4392**

4

(Rev.)

[10799]

Res E-4400, Appeal of Resolution E-4392 Filed on February 14, 2011 - Related matters.

PROPOSED OUTCOME:

® Denies the appeal of Executive Director's Resolution E-4392, and finds that Resolution E-4392 correctly disposed of the protests to Advice Letter 2517-E-A.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=569920

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

Agenda 3285, Item 20 12/1/2011 (Ferron)

12/08/2011 - This revision was not shown on the Agenda mailed to the public.

Consent Agenda - Orders and Resolutions (continued)

Item Dismissal of Case 09-12-006

5

[10813]

C09-12-006

Hamilton Cove Homeowners Association, a California Mutual Benefit corporation, and its members: Gordon Anderson, Mimi Assanti, Shu-Hun Baran, Stuart Baron, Norris J. Bishton, Jr., Tom Cappannelli, John Cullens, Martin Curtin, Barbara Ehert, The Erb Family Trust, Bart Glass, Peter R. Giulioni, Jr., Ellen Greenhill, Tom Gross, Clifford Hague, as member and as the Owner of a Multiunit Apartment in Avalon California, and all others similarly situated, Ladon Hix, Ron Hoffman, William Hurst, The Longpre Family Trust, Craig C. Manger III, Michael Margulis, Patricia McCormick, Jeffrey P. McCormick, Jeffrey P. McIndoo, Doug Meissner, Duane Miller, Thomas R. Murphy, Mike Owens, Kathy Patterson, Carol Peck, James P. Selles, Frank R. Randall, Dave Schmitz, Sharon Stow, Jack & Cathy Sweeny, Judy Tejada, Will Von der Aha, John Willett, and Phillip Williams; Catalina Island Camps, Inc., Tom Sawyer Camps, Inc., Guided Discoveries, Inc., Western Los Angeles County Council - Boys Scouts of America at Camp Emerald Bay on Catalina Island, Santa Catalina Island Conservancy, and all other persons similarly situated vs. Southern California Edison Company.

PROPOSED OUTCOME:

- ® Dismisses case because it seeks to challenge rates found reasonable in 2007.
- ® The complaint violates the rule against retroactive ratemaking.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Barnett)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E49841

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 Two Amended**
6 **Renewable Power Purchase Agreements**

[10814]

Res E-4430, Advice Letter 3837-E filed on May 3, 2011 - Related matters.

PROPOSED OUTCOME:

® Approves cost recovery for the two amended long-term renewable power purchase agreements (PPA) between Pacific Gas and Electric Company and Global Ampersand, LLC.

ESTIMATED COST:

® Costs of the PPAs are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570696

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

Consent Agenda - Orders and Resolutions (continued)

Item **Extension of Interim Disconnection Practices Ordered by**
7 **Decision 10-07-048**

[10819]

R10-02-005

Order Instituting Rulemaking on the Commission's Own Motion to Address the Issue of Customers' Electric and Natural Gas Service Disconnection.

PROPOSED OUTCOME:

® Interim disconnection practices ordered by Decision 10-07-048 as applicable to Pacific Gas and Electric Company and Southern California Edison Company shall remain in effect until the pending Phase II decision is issued.

ESTIMATED COST:

® None.

(Comr Florio - ALJ Ebke)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=569091

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 8 **Pacific Bell Telephone Company dba AT&T California Failed to Provide Adequate Telephone Service and Overcharged for Some Services**
[10820]

C10-12-002

Clarence Anthony Bush, Ph.D. and Marciana F. Bush vs. Pacific Bell Telephone Company dba AT&T California.

PROPOSED OUTCOME:

- ® Grants Motion by AT&T California to dismiss the proceeding based on the Complainant receiving reparation to the extent the law allows, thus making the Complaint moot.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Simon - ALJ Hymes)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570580

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

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

Consent Agenda - Orders and Resolutions (continued)

Item 9 Self-Generation Incentive Program Annual Budget for 2012 and 2013

[10824]

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:

- ® Adopts a budget of \$83 million for the Self-Generation Incentive Program (SGIP) in 2012 and an interim budget of \$41.5 million in 2013.
- ® Directs Energy Division to report on the SGIP participation and spending by March 15, 2013.

ESTIMATED COST:

- ® Collection from applicable ratepayers of \$83 million in 2012 and \$41.5 million in 2013.

(Comr Peevey - ALJ Duda)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570571

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

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

Consent Agenda - Orders and Resolutions (continued)

Item **San Diego Gas & Electric Company's Renewable Energy**
10 **Power Purchase Agreement, as Amended, with CSolar IV**
[10825] **West, LLC**

Res E-4446, Advice Letter (AL) 2257-E filed on May 27, 2011, AL 2257-E-A filed on October 3, 2011, and AL 2257-E-B filed on October 4, 2011 - Related matters.

PROPOSED OUTCOME:

® Approves cost recovery for the long-term renewable energy power purchase agreement (PPA), as amended, between San Diego Gas & Electric Company and CSolar IV West, LLC.

® The PPA, as amended, is approved without modifications.

ESTIMATED COST:

® Costs of the PPA are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570714

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

Item **Disclosure of Records of an Investigation**
11
[10829]

Res L-428

Authorizes the disclosure of records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of an electrical incident that occurred on July 26, 2011 at Trafton Road in Watsonville, California, once the investigation is complete.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570421

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

Consent Agenda - Orders and Resolutions (continued)

**Item Pacific Gas and Electric Company's Power Purchase
12 Agreement with Kiara Solar, Inc**

[10830]

Res E-4444, Advice Letter (AL) 3754-E filed on November 4, 2010 and supplemental AL 3754-E-A filed on June 10, 2011 - Related matters.

PROPOSED OUTCOME:

® Approves cost recovery for the long-term renewable power purchase agreement (PPA) between Pacific Gas and Electric Company and Kiara Solar, Inc.

ESTIMATED COST:

® Costs of the PPA is confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570703

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

**Item Pacific Gas and Electric Company's Renewable Energy
13 Power Purchase Agreement With Copper Mountain 2, LLC**

[10831]

Res E-4447, Advice Letter 3884-E filed on August 4, 2011 - Related matters.

PROPOSED OUTCOME:

® Approves cost recovery for the long-term renewable energy power purchase agreement (PPA) between Pacific Gas and Electric Company and Copper Mountain 2, LLC.

® The PPA is approved without modification.

ESTIMATED COST:

® Costs of the PPA is confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570688

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

Consent Agenda - Orders and Resolutions (continued)

**Item Southern California Edison Company's Twenty Renewable
14 Power Purchase Agreements**

[10832]

Res E-4445, Advice Letter (AL) 2547-E filed on January 31, 2011 and AL 2547-E-A filed on April 15, 2011 - Related matters.

PROPOSED OUTCOME:

® Approves fifteen renewable power purchase agreements (PPA) resulting from Southern California Edison Company's (SCE) 2010 Renewables Standard Contracts Program.

® SCE terminated five of the twenty PPAs.

ESTIMATED COST:

® Actual costs are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570682

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

Consent Agenda - Orders and Resolutions (continued)

Item **Pacific Gas and Electric Company's 2012 Electric**
15 **Procurement Cost Revenue Requirement Forecast**

[10833]

A11-06-004

Application of Pacific Gas and Electric Company for Adoption of Electric Revenue Requirements and Rates Associated with its 2012 Energy Resource Recovery Account (ERRA) and 2012 Generation Non-Bypassable Charges Forecasts.

PROPOSED OUTCOME:

- ® Adoption of 2012 electric procurement cost revenue requirement of \$3,990.3 million, and 2012 forecast of electric sales and rates, subject to the Annual Electric True-Up Process.
- ® Closes the proceeding.

ESTIMATED COST:

- ® \$3,990.3 Million.

(Comr Florio - ALJ Roscow)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570598

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 16
[10834] **Gold Line Foothill Extension Phase 2A Project to Modify an Existing Grade-Separated Crossing and an Existing At-Grade Crossing in City of Azusa, Los Angeles County**

A11-04-004

In the Matter of the Application of the Pasadena Metro Blue Line Construction Authority (dba Metro Gold Line Foothill Extension Construction Authority) for an order authorizing the crossing alterations of the existing grade-separated crossing at Foothill Boulevard and existing at-grade crossing at Pasadena Avenue in the City of Azusa, County of Los Angeles.

PROPOSED OUTCOME:

® Grants authorization to the Pasadena Metro Blue Line Construction Authority to modify the existing grade-separated crossing at Foothill Boulevard and the existing at-grade crossing at Pasadena Avenue across the Pasadena Branch Line of the Los Angeles County Metro Transportation Authority.

® Closes the proceeding.

ESTIMATED COST:

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

(Exam Cooke)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570874

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 YourTel America Inc. to be Designated as an Eligible
17 Telecommunications Carrier in California**

[10840]

Res T-17338, Advice Letter No. 1 filed on April 8, 2011 - Related matters.

PROPOSED OUTCOME:

® Designates YourTel America as an Eligible Telecommunications Carrier to provide federal Lifeline and Link-Up services in California excluding the Small Incumbent Local Exchange Carriers service territories.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=569341

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

Consent Agenda - Orders and Resolutions (continued)

Item **San Diego Gas & Electric Company's Issuance of a**
18 **Short-Term Debt of \$400 Million**

[10846]

A11-08-003

In the Matter of the Application of San Diego Gas & Electric Company, for Authority to Increase its Short-Term Borrowing Authorization to an Aggregate Amount not to Exceed \$400,000,000 in Addition to that Amount Otherwise Authorized by Public Utilities Code Section 823(c).

PROPOSED OUTCOME:

® Grants San Diego Gas & Electric Company (SDG&E) authority under Public Utilities Code § 816 et seq to issue \$400 million of short-term debt through December 31, 2015 in excess of the amount allowed by Public Utilities Code § 823(c), for the following purposes:

- ® Additions and extensions of its utility plant.
- ® Under-collections of SDG&E's balancing accounts.
- ® Retirements, tender, calls or other refunding of SDG&E's long-term debt.
- ® Financing of SDG&E's nuclear fuel inventories and customer commodity hedge cash requirements.
- ® To satisfy such other short-term cash needs that may arise from time to time.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Sandoval - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=569963

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

Agenda 3285, Item 32 12/1/2011 (Simon)

Consent Agenda - Orders and Resolutions (continued)

Item **Settlement Between Golden State Water Company and the**
19 **Division of Water and Audits Regarding Failure to Exercise**
[10847] **Reasonable Management Oversight and Adequate Internal**
 Control

A10-01-009

In the matter of the Application of the Golden State Water Company for an order authorizing it to increase rates for water service in 2011 and in 2012 in its Arden Cordova Service Area, Bay Point Service Area, Clearlake Service Area, Los Osos Service Area, Ojai Service Area, Santa Maria Service Area, and Simi Valley Service Area.

PROPOSED OUTCOME:

- ® Golden State Water Company (Golden State) must engage in independent audits and must provide detailed testimony on internal control in two subsequent general rate cases.
- ® Refunds customers \$9.5 million over 36 months.
- ® Reduces the rate base by \$2.5 million.
- ® Reduces the Arden-Cordova Memorandum Account by \$500,000.
- ® Golden State pays a fine of \$1,000,000.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Long)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570747

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 **Expiration of Public Goods Charge for Research,
20** **Development, and Demonstration, and Renewables
[10848]** **Programs**

R11-10-003

Order Instituting Rulemaking on the Commission's own motion to determine the impact on public benefits associated with the expiration of ratepayer charges pursuant to Public Utilities Code Section 399.8.

PROPOSED OUTCOME:

- ® Requires electric utilities to collect a new charge to fund Research, Development and Demonstration (RD&D), and Renewables Programs which provide benefits to ratepayers and the public.
- ® Makes the charge interim and subject to refund.
- ® Defers expenditures from the new charge until a Phase 2 decision.

ESTIMATED COST:

- ® Ratepayers continue to pay approximately \$150 million/year for RD&D and Renewables Programs.

(Comr Peevey - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570759

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 2009 Incentive Earning Awards

21

[10849]

A11-06-027, A11-06-028, A11-06-031, A11-06-032 - Related matters.

Application of Southern California Edison Company for Approval of its 2009 Energy Efficiency Incentive and Funding Requests.

PROPOSED OUTCOME:

® Approves incentive awards for Southern California Edison Company (SCE), Pacific Gas and Electric Company (PG&E), San Diego Gas & Electric Company (SDG&E), and Southern California Gas Company (SoCalGas) in reference to their Energy Efficiency Risk/Reward Incentive Mechanism funding requests for calendar year 2009.

® Closes the proceeding.

ESTIMATED COST:

® Total of \$61,998,682 in incentive payments charged to ratepayers of SCE, PG&E, SDG&E, and SoCalGas.

(Comr Ferron - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=568915

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 **Funding for the IP Networks Highway 36 Humboldt-Trinity**
22 **Counties Project From the California Advanced Services**
[10851] **Fund**

Res T-17352

PROPOSED OUTCOME:

® Approves additional California Advanced Services Fund funding of \$1,540,258.40 for IP Networks project.

ESTIMATED COST:

® \$1,540,258.40.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570498

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

Consent Agenda - Orders and Resolutions (continued)

Item Petition for Modification of Decision 09-12-048
23

[10852]

A09-10-013, A09-10-014, A09-10-015 - Related matters.

Application of Pacific Gas and Electric Company for Expedited Authorization to Change Residential Electric Rates Effective January 1, 2010, as Permitted by Newly Enacted Public Utilities Code Section 739.9.

PROPOSED OUTCOME:

® Grants Southern California Edison Company's (SCE) Petition to Modify Decision 09-12-048 to:

® Authorize SCE to increase its existing residential customer charges for California Alternative Rates for Energy (CARE) and non-CARE customers by the same annual percentage increases authorized for Tier 1 volumetric rates under California Public Utilities Code Section (§) 739.9(a) and § 739.1(b)(2).

® Permit SCE to adjust its composite baseline rate, i.e., its Tier 1 volumetric rate and fixed customer charge, more than once per year by means of an advice letter based on changes in SCE's system average rate (SAR) under the two following circumstances.

® If a subsequent reduction to the SAR requires a reduction to the composite baseline rate in order to maintain compliance with § 739.9(b).

® Or, if a subsequent increase to the SAR allows an increase to the composite baseline rate, and the composite baseline rate was previously limited by § 739.9(b) to less than the increase permitted by § 739.9(a) in that same year.

® Closes the proceeding.

ESTIMATED COST:

® SCE residential rates for 2012 will be impacted to the extent permitted by Senate Bill 695 statutory amounts.

(Comr Peevey - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570275

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 to Execute a Servicing**
24 **Agreement Between the Utility and the ClimateSmart Charity**
[10854] **and Modify ClimateSmart's Balancing Accounts**

Res G-3429, Advice Letter 2958-G-A/3344-E-A filed on November 9, 2011 - Related matters.

PROPOSED OUTCOME:

- ® Approves Pacific Gas and Electric Company's (PG&E) Servicing Agreement and the changes to its ClimateSmart balancing accounts as proposed in its supplemental advice letter.
- ® Modifies Ordering Paragraph No. 7 of Decision 06-12-032 to reflect the interest provisions of the Servicing Agreement.
- ® PG&E shall report to the Commission annually on the status of greenhouse gas emission reduction contracts that were executed for the ClimateSmart program.

ESTIMATED COST:

- ® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570818

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

Consent Agenda - Orders and Resolutions (continued)

Item **Del Oro Water Company's General Rate Increase to Produce**
25 **Additional Annual Revenue of \$40,544 or 13.67% for Test**
[10855] **Year 2011**

Res W-4895, Advice Letter 310 filed on August 22, 2011 - Related matters.

PROPOSED OUTCOME:

- ® Files a supplemental advice letter with the revised rate schedule attached to this resolution as Appendix B and cancels the presently effective rate Schedule No. LS-1A, General Metered Service.
- ® Adopts the quantities used to develop the Division of Water and Audits' recommendations in Appendix D.

ESTIMATED COST:

- ® \$40,544 or 13.67%.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570726

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

Consent Agenda - Orders and Resolutions (continued)

Item **Del Oro Water Company, Inc.'s General Rate Increase to**
26 **Produce Additional Annual Revenue of \$222,853 or 13.54%**
[10856] **for Test Year 2011**

Res W-4896, Advice Letter 304 filed on July 29, 2011 - Related matters.

PROPOSED OUTCOME:

- ® To file a supplement to make effective the revised rate schedule attached to this resolution as Appendix B.
- ® To file a Tier 1 advice letter within 30 days from effective date of this resolution to update Schedule LC, Late Payment Charge.
- ® To file a Tier 2 advice letter within 30 days from the date of this resolution to collect from its Paradise Pines District customers a one-time surcharge for the under-collected revenues from the interim rate date to the effective date of the new rates.

ESTIMATED COST:

- ® \$222,853 or 13.54%.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570573

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

Consent Agenda - Orders and Resolutions (continued)

Item Continuation of Funding for Energy Efficiency Programs

27

[10857]

R09-11-014

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

PROPOSED OUTCOME:

® Makes additional funding available to backfill the public goods charge funding so that electric energy efficiency programs are funded at the current rate in 2012.

ESTIMATED COST:

® None.

(Comr Ferron - ALJ Farrar)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570891

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 Consolidated Electric
28 Revenue and Rate Changes Effective January 1, 2012**

[10858]

Res E-4432, Advice Letter 3896-E filed on September 1, 2011 - Related matters.

PROPOSED OUTCOME:

® Authorizes Pacific Gas and Electric Company (PG&E) to revise electric rates effective January 1, 2012 to reflect revenue requirement changes approved by the Commission and the Federal Energy Regulatory Commission by December 15, 2011, and amortization of balancing accounts.

® Rate and revenue changes made pursuant to this resolution are subject to audit, verification, and adjustment.

ESTIMATED COST:

® PG&E estimates a net increase in annual electric revenue requirements of approximately \$398.1 million (a 3.6% increase in its system average rates as compared to present rates) for PG&E customers.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570841

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

**Item Ratification of Changes to Preliminary Determination
29**

[10868]

Res ALJ-275

PROPOSED OUTCOME:

® Ratify determination that hearings are needed in Application 08-12-023, application of Southern California Edison Company for a permit to construct the Presidential Substation Project.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=568861

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

30

[10873]

A10-03-015

In the Matter of the Application of PacifiCorp, an Oregon Company, for an Order Authorizing a Rate Increase Effective January 1, 2011 and Granting Conditional Authorization to Transfer Assets, pursuant to the Klamath Hydroelectric Settlement Agreement.

PROPOSED OUTCOME:

® This Order extends the statutory deadline of Application 10-03-015 to February 16, 2012.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570964

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 Pannon
31** **Telecom, Inc**

[10875]

A11-04-010

Application of Pannon Telecom, Inc. for a Certificate of Public Convenience and Necessity to Operate as a Provider of Resold Interexchange Service within the State of California.

PROPOSED OUTCOME:

- ® Grants Pannon Telecom, Inc. a certificate of public convenience and necessity pursuant to Public Utilities Code Section 1001 to provide resold interexchange service in the State of California, subject to the terms and conditions set forth below.
- ® The application is unopposed.
- ® Grants the motion of Applicant to file certain confidential materials under seal.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Sandoval - ALJ Prestidge)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=568447

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

Consent Agenda - Orders and Resolutions (continued)

Item **Securus Technologies, Inc. and Telecommunications**
32 **Services, Inc.'s Transfer of Control to Castle Harlan Partners**
[10879] **V, L.P.**

A11-04-012

PROPOSED OUTCOME:

® Grants the unopposed joint application of Securus Technologies, Inc. (Securus), T NETIX Telecommunications Services, Inc. (T-NETIX), and Castle Harlan Partners V, L.P. (Castle Partners) (together, Applicants) for authorization pursuant to Public Utilities Code Section 854 to transfer the control of Securus and T-NETIX, which are both California certificated telecommunications carriers, to Castle Partners.

® Grants the motion of Applicants for authorization to file certain confidential information under seal.

® Closes the proceeding.

ESTIMATED COST:

® None.

(Comr Sandoval - ALJ Prestidge)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=555186

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

Consent Agenda - Orders and Resolutions (continued)

Item **Southern California Edison Company to Extend the Existing**
33 **Power Displacement Agreement with the US Department of**
[10880] **Defense at Edwards Air Force Base**

Res E-4451, Advice Letter 2621-E filed on August 31, 2011 - Related matters.

PROPOSED OUTCOME:

® Grants the proposed extension.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570462

Item **Order Extending Statutory Deadline**
34
[10881]

I09-12-016

Order Instituting Investigation on the Commission's own motion into the alleged failure of TracFone Wireless, Inc. to collect and remit public purpose program surcharges and user fees on revenue from its sale of intrastate telephone service to California consumers, in violation of the laws, rules and regulations of this State; Order to show Cause why Respondent should not immediately be ordered to pay all such outstanding sums plus interest, and be subject to penalties for such violations.

PROPOSED OUTCOME:

® Extends the statutory deadline for this proceeding until December 17, 2012.

ESTIMATED COST:

® None.

(Comr Florio - ALJ DeAngelis)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=568634

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Dismissing Complaint

35

[10882]

(ECP) C11-08-011

Anna Joaquin vs. Southern California Edison Company.

PROPOSED OUTCOME:

- ® Dismisses complaint for lack of prosecution.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Sandoval - ALJ Moldavsky)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=568503

Item Order Extending Statutory Deadline

36

[10883]

C10-12-001, C11-02-015 - Related matters.

VAYA Telecom, Inc. vs. Pacific Bell Telephone Company d/b/a AT&T California.

PROPOSED OUTCOME:

- ® Extends the statutory deadline for this proceeding until December 18, 2012

ESTIMATED COST:

- ® None.

(Comr Sandoval - ALJ MacDonald)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=568847

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

37

[10884]

C10-12-018

Level 3 Communications, LLC vs. Pacific Bell Telephone Company, d/b/a AT&T California.

PROPOSED OUTCOME:

® Extends the statutory deadline for this proceeding until December 29, 2012.

ESTIMATED COST:

® None.

(Comr Sandoval - ALJ MacDonald)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=569567

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

38

[10885]

108-03-010, R08-03-009 - Related matters.

Order Instituting Investigation on the Commission's Own Motion to actively promote the development of transmission infrastructure to provide access to renewable energy resources for California.

PROPOSED OUTCOME:

® Extends the statutory deadline for this proceeding until March 12, 2012.

ESTIMATED COST:

® None.

(Comr Ferron - ALJ Simon)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=569559

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

39

[10888]

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:

® Extends the statutory deadline for this proceeding until March 6, 2012.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Kenney)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=569646

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

Consent Agenda - Orders and Resolutions (continued)

**Item Extension of WaterSmart Allocation Pilot Program to
40 Dedicated Irrigation Meter Customers**

[10889]

A11-08-015

In the Matter of the Application of Valencia Water Company, a Corporation, for Authorization to Implement WaterSMART program and Tiered Rates for Dedicated Irrigation Meter Customers in Compliance with Decision No. 10-12-029.

PROPOSED OUTCOME:

- ® Grants relief requested.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Florio - ALJ Farrar)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570168

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

Consent Agenda - Orders and Resolutions (continued)

Item **Establishes Maximum Operating Pressure for Lines 101,
41** **Line 132A and Line 147**

[10890]

R11-02-019

Order Instituting Rulemaking on the Commission's Own Motion to Adopt New Safety and Reliability Regulations for Natural Gas Transmission and Distribution Pipelines and Related Ratemaking Mechanisms.

PROPOSED OUTCOME:

® Authorizes Pacific Gas and Electric Company to operate natural gas transmission lines 101, 132A and 147 at 365 pounds per square inch gauge.

ESTIMATED COST:

® None.

(Comr Florio - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=569894

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

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline

42

[10892]

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

Application of Pacific Gas & Electric Company for Approval of the 2009-2011 Low Income Energy Efficiency and California Alternate Rates for Energy Programs and Budgets.

PROPOSED OUTCOME:

® Extends the statutory deadline for this proceeding until February 29, 2012.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Kim)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=568829

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

**Item Pacific Gas and Electric Company's Lease Agreement With
43 Mariposa Energy LLC**

[10893]

Res E-4461

PROPOSED OUTCOME:

® Adopts pursuant to the California Environmental Quality Act the conclusions in the California Energy Commission's Final Order No. 11-0518-16.

® Approves the easement agreement.

ESTIMATED COST:

® \$6,260.00.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=569839

Consent Agenda - Orders and Resolutions (continued)

**Item Southern California Edison Company's Lease to the City of
44 Paramount**

[10895]

A11-09-017

In the Matter of the Application of Southern California Edison Company for Authority to Lease Available Land on the Laguna Bell-Lighthipe Transmission Right-of-Way to the City of Paramount.

PROPOSED OUTCOME:

- ® Grants the unopposed application of Southern California Edison Company under Section 851 to lease 9.2 acres of land in its Laguna Bell-Lighthipe transmission right of way to the City of Paramount (City) for development as a public park.
- ® Finds the lease in the public interest and the rent amount reasonable.
- ® A categorical exemption by the City to the California Environmental Quality Act is approved for the project.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Sandoval - ALJ Fitch)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=568892

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

Consent Agenda - Orders and Resolutions (continued)

Item **Modification of Certificate of Public Convenience and**
45 **Necessity**

[10898]

A11-10-029

Application of 360networks (USA), Inc. for a Certificate of Public Convenience and Necessity to Provide Full Facilities-Based and Resold Local Exchange and Exchange Access Services Within the State of California.

PROPOSED OUTCOME:

- ® Grants the application of 360networks (USA) Inc. for a certificate of public convenience and necessity authorizing the company to provide full facilities-based services in California.
- ® Authorizes Applicant to utilize the expedited 21-day process for environmental review by the Commission's Energy Division staff, as described in this order, for projects that Applicant believes fall within categorical or statutory exemptions to the California Environmental Quality Act.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Prestidge)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570033

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
46	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 (1) revise Section IV of General Order 95 to reflect modern practices and to incorporate a new High Fire-Threat District; (2) develop a plan for the Consumer Protection and Safety Division to collect data on power-line fires and formulate fire-prevention measures; and (3) develop maps of areas where power-line fires are more likely to occur.
- ® 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=570724

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);
 Agenda 3284, Item 39 11/10/2011 (Peevey);
 Agenda 3285, Item 38 12/1/2011 (Simon)

Regular Agenda - Energy Orders (continued)

Item **Implementation of New Public Utilities Code Section 399.16**
47 **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=570755

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

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

Agenda 3284, Item 21 11/10/2011 (Staff);

Agenda 3285, Item 40 12/1/2011 (Staff)

Regular Agenda - Energy Orders (continued)

Item **Pacific Gas and Electric Company, San Diego Gas & Electric**
48 **Company, and Southern California Edison Company's**
[10792] **2012-2014 Demand Response Programs, Activities and**
 Budgets

A11-03-001, A11-03-002, A11-03-003 - Related matters.

Application of Pacific Gas and Electric Company for Approval of Demand Response Programs, Pilots and Budgets for 2012-2014.

PROPOSED OUTCOME:

® Adopts demand response Programs and Activities for Pacific Gas and Electric Company (PG&E), San Diego Gas & Electric Company (SDG&E), and Southern California Edison Company (SCE).

® Authorizes budgets of \$208 million for PG&E, \$184 million for SCE, and \$64 million for SDG&E.

® Closes the proceeding.

ESTIMATED COST:

® \$457,371,966.

(Comr Peevey - ALJ Hymes)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570729

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

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

Agenda 3285, Item 41 12/1/2011 (Ferron)

Regular Agenda - Energy Orders (continued)

**Item Bundled Track II Phase of the Long-Term Procurement Plan
49**

[10827]

R10-05-006

Order Instituting Rulemaking to Integrate and Refine Procurement Policies and Consider Long-Term Procurement Plans.

PROPOSED OUTCOME:

® Approves with modifications the bundled electric procurement plan of Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Allen)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570291

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

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

Regular Agenda - Energy Orders (continued)

Item **Pacific Gas and Electric Company's Marginal Costs and Rate**
50 **Design**

[10850]

A10-03-014

Application of Pacific Gas and Electric Company To Revise Its Electric Marginal Costs, Revenue Allocation, and Rate Design, including Real Time Pricing, to Revise its Customer Energy Statements, and to Seek Recovery of Incremental Expenditures.

PROPOSED OUTCOME:

® Pursuant to Pacific Gas and Electric Company's (PG&E) general rate case (GRC) Phase 2 application, this decision adopts electric marginal costs and revenue allocation to the customer class level, and adopts the design of non-residential tariff rates.

® The resulting rates will allow PG&E to collect the revenue requirement determined in its Phase 1 test year GRC, as modified by subsequent revenue requirement decisions.

® Revised rates will become effective January 1, 2012.

ESTIMATED COST:

® No net change in overall company charges, but individual customer classes average rates will change between -1% to +1.7%.

(Comr Peevey - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=568931

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

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

Regular Agenda - Energy Resolutions and Written Reports**Item San Diego Gas & Electric Company to Recover
51 Unanticipated Increases in Liability Insurance Costs**

[10835]

Res E-4450, Advice Letter 2251-E filed on April 29, 2011 - Related matters.**PROPOSED OUTCOME:**

® Authorizes San Diego Gas & Electric Company (SDG&E) to recover an increase of approximately \$35.3 million above the revenue requirements authorized in SDG&E's 2008 General Rate Case.

® Denies without prejudice the request to recover approximately \$28 million increase in revenue requirements to recover the cost of the reinsurance product.

® Advises SDG&E to file an application to recover the cost of the reinsurance product.

ESTIMATED COST:

® An increase of approximately \$35.3 million above the revenue requirements authorized in SDG&E's 2008 General Rate Case.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570606

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

Regular Agenda - Energy Resolutions and Written Reports (continued)

Item ALTERNATE TO ITEM 10835

51a

[10836]

PROPOSED OUTCOME:

® Approves San Diego Gas & Electric Company's (SDG&E) request to recover an increase of \$63.3 million above the revenue requirements authorized in SDG&E's 2008 General Rate Case.

ESTIMATED COST:

® An increase of approximately \$63.3 million above the revenue requirements authorized in SDG&E's 2008 General Rate Case.

(Comr Peevey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570608

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

Regular Agenda - Communication Orders**Item Revisions to Basic Telephone Service****52**

[10844]

R09-06-019

Order Instituting Rulemaking Regarding Revisions to the California High Cost Fund B Program.

PROPOSED OUTCOME:

- ® Adopts an updated definition of basic telecommunications service offered by any carriers of last resort.
- ® The revised definition is designed to:
 - ® Consolidate and streamline existing listings of service elements.
 - ® Apply technology-neutral terminology and definitions.
 - ® Avoid degrading standards necessary to meet essential universal service needs.

ESTIMATED COST:

- ® No specific cost changes anticipated in basic rates.

(Comr Peevey - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E50590*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 - Communication Resolutions and Reports

Item **Establishes an Operational/Program Design Parameter for**
53 **Provision of Wireless Equipment**

[10841]

Res T-17351

PROPOSED OUTCOME:

® Approval of operational and program design changes to current Deaf and Disabled Telecommunications Program (DDTP)/California Telephone Access Program (CTAP) applicable to provision of wireless equipment as permanent part of DDTP/CTAP.

ESTIMATED COST:

® \$650,000 initial estimate for distribution of 5,000 devices during the first two years of the program including equipment and administrative costs.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=568370

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

Regular Agenda - Water/Sewer Orders**Item 54 Approval to Implement the Carmel River Reroute and San Clemente Dam Removal Project**

[10823]

A10-09-018

Application of California-American Water Company for Authorization to Implement the Carmel River reroute and San Clemente Dam Removal Project and to Recover the Costs Associated with the Project in Rates.

PROPOSED OUTCOME:

® Approves California-American Water Company's (Cal-Am) request to implement the Carmel River Reroute and San Clemente Dam Removal Project (Project) in partnership with the California State Coastal Conservancy and the National Marine Fisheries Service.

® Authorizes ratepayer recovery of Cal-Am's funding portion of the Project, \$49 million, to be paid through a volumetric surcharge on customers' bills over the next 20 years.

® Closes the proceeding.

ESTIMATED COST:

® \$49 million.

(Comr Peevey - ALJ Walwyn)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E50357

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

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

Regular Agenda - Water/Sewer Resolutions and Reports

Item **San Jose Water Company's Surcharges to Recover**
55 **\$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=569972

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);
Agenda 3284, Item 48 11/10/2011 (Pub. Util. Code §311(e));
Agenda 3285, Item 48 12/1/2011 (Simon)

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

Item OPTION B

55a

[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=569974

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

Agenda 3284, Item 48a 11/10/2011 (Pub. Util. Code §311(e));

Agenda 3285, Item 48a 12/1/2011 (Simon)

Regular Agenda - Legal Division Matters

Item	Comments to the Commodity Futures Trading Commission
56	and Securities Exchange Commission Regarding the
[10837]	Definition of “Swap”

California Public Utilities Commission staff request authority to file comments in a joint rulemaking of the Commodity Futures Trading Commission and Securities Exchange Commission regarding whether environmental commodities such as renewable energy credits should be subject to the federal derivatives regulatory regime.

Agenda 3285, Item 50 12/1/2011 (Staff)

Regular Agenda - Legislative and Other Matters**Item California Public Utilities Commission: Natural Gas Pipeline
57 Safety (PENDING AMENDMENT)****(Rev.)**

[10901]

AB 578 (Hill)

This bill will be amended to require the California Public Utilities Commission to open a new proceeding to implement any natural gas pipeline safety recommendations made by the National Transportation Safety Board. (Legislative Subcommittee Recommendation: Oppose unless amended).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570541

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

**Item California Public Utilities Commission: Public Safety
58****(Rev.)**

[10902]

AB 838 (Hill)

This bill would require the California Public Utilities Commission (CPUC) to designate: (a) one Commissioner to oversee and coordinate the public safety responsibilities of the CPUC to ensure that public safety is a primary goal in all proceedings before the commission; and (b) one employee dedicated to public safety functions to work with the designated Commissioner and advise the CPUC when requested. The designated Commissioner would have to appear annually before Senate and Assembly committees to report on the public safety oversight and supervision activities of the CPUC. (Legislative Subcommittee Recommendation: Oppose).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570496

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

Regular Agenda - Legislative and Other Matters (continued)

Item **Telecommunications: Prepaid Mobile Telephony Services:**
59 **Taxes and Fees**

(Rev.)

[10903]

AB 1050 (Ma)

This bill would establish a uniform method for retail sellers of prepaid mobile telephony communications services to use to collect from customers local and certain state communications taxes, fees and surcharges. The bill would establish a "prepaid communications charge" consisting of a state component and a local component, and require all customers purchasing prepaid mobile telephony service(s) at retail to pay the charge to the retailer seller. (Legislative Subcommittee Recommendation: Oppose).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570562

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

Item **Public Utility Employees: Whistleblowers**
60

(Rev.)

[10904]

AB 1160 (Hill)

This bill would require that the Commission establish a comprehensive whistleblower protection program to protect public utilities' employees from retaliation from utility management for bringing information to the Commission or other public entities regarding unreported safety issues. To ensure that employees do not receive retaliation, the bill requires utilities to file completed reports within 30 days after any final judgment, arbitration award, or settlement in excess of \$50,000 in any civil action brought by an employee or former employee of the utilities. The bill would further require the Commission to adopt and enforce rules, which would subject the public utilities to a civil penalty of not more than \$1 million for willful failure to comply with this requirement or \$500,000 for negligent failure to comply with this requirement. (Legislative Subcommittee Recommendation: Support if amended).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570477

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

Regular Agenda - Legislative and Other Matters (continued)

**Item Public Utility Employees: Whistleblowers (PENDING
61 AMENDMENT)**

(Rev.)

[10905]

AB 1197 (Hill)

This bill will be amended to take Article 6, Section 8290, from AB 1160. It would require that the Commission establish a comprehensive whistleblower protection program to protect public utilities' employees from retaliation from utility management for bringing information to the Commission or other public entities regarding unreported safety issues. (Legislative Subcommittee Recommendation: Support if amended).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570478

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

**Item Cut Energy Bills at Home Act
62**

(Rev.)

[10906]

S 1914 (Snowe)

This federal measure would amend the Internal Revenue Code to provide a tax credit for performance-based home energy improvements, requiring a minimum of 20% estimated energy reductions for a base tax credit of \$2,000 and providing for an additional \$500 tax credit for each additional 5% estimated energy use reductions, up to a maximum of \$5,000 or 30% of the home energy improvement job costs. The credit is applicable to the principal residence of the taxpayer only. The bill sets standards for qualified energy efficiency measures, contractors and modeling software. (Legislative Subcommittee Recommendation: Support).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=570475

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

Regular Agenda - Legislative and Other Matters (continued)

Item Greenhouse Gas Reduction: Carbon Sequestration.

63

[10907]

SB 669 (Rubio)

This bill would establish the roles and authorities for existing state agencies in Carbon Capture and Storage (CCS) project development. The bill would designate the California Energy Commission as the lead agency for environmental review under the California Environmental Quality Act. The bill would also require the Air Resources Board to develop an accounting protocol for sequestered carbon, and provide guidance to the California Public Utilities Commission (CPUC) on CCS project cost recovery. The bill would allow recovery of the costs under a long-term contract entered into by a load serving entity for electricity generated by zero- or low-carbon generating resources demonstrating new technology, provided such a contract is approved by the CPUC on the grounds that it benefits the state's ratepayers, economy and environment. (Legislative Subcommittee Recommendation: _____).

Regular Agenda - Commissioner Reports

Regular Agenda - Management Reports and Resolutions

Item **Report and Discussion by Consumer Protection and Safety**
64 **Division on Recent Safety Program Activities**
[10877]

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
65
 [10878]

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
66
 [10839]
C07-09-010

Disposition of Applications for Rehearing of Decision (D) 08-12-002, filed by Comcast Phone of California, LLC (Comcast) and AT&T Corp. In D08-12-002, the Commission found that Comcast owed unpaid termination charges to Pac-West Telecomm, Inc. for terminating traffic originated by Comcast during the period of April 4, 2004 through August 27, 2007.

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

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Closed Session - Applications for Rehearing (continued)

Item Conference with Legal Counsel - Application for Rehearing

67

[10775]

R06-10-006

Disposes of applications for rehearing of Decision (D) 10-12-056 filed jointly by League of California Cities, the California State Association of Counties and SCAN NATOA, Inc. and AT&T California, Frontier, SureWest, and the Small Local Exchange Carriers. D10-12-056 is the final decision adopting General Order 170, which specifies review procedures applicable to telecommunications utilities for authority to offer service and construct facilities under the California Environmental Quality Act.

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

Item Conference with Legal Counsel - Application for Rehearing

68

[10865]

R09-08-009

Disposition of applications for rehearing of Decision (D) 10-07-044 (Decision) filed by Pacific Gas and Electric Company and The Utility Reform Network. The Decision resolved Phase 1 of Rulemaking 09-08-009. The Rulemaking was opened in 2009 to consider the impacts electric vehicles (EV) may have on the State's electric infrastructure and what actions the Commission should take. In Phase 1 the Commission considered whether the sale of EV charging services to the public makes a corporation or person a public utility within the meaning of Public Utilities Code Section 216. The Decision held that under existing law the Commission does not have the authority to broadly regulate EV charging service providers as public utilities.

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

Item Conference with Legal Counsel - Application for Rehearing

69

[10866]

A10-07-001

Disposition of application for rehearing of Decision (D) 11-07-036 (Decision) filed by San Diego Gas & Electric Company. In D11-07-036, the Commission resolved Phase 1 threshold issues in connection with the application of The Nevada Hydro Company for approval of a Certificate of Public Convenience and Necessity (CPCN) to construct and operate the Talega-Escondido/Valley-Serrano 500 kV Interconnect Project. In pertinent part, the Decision concluded that if and when Nevada Hydro is granted a CPCN, it will become a public utility pursuant to the Public Utilities Code.

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**70**

[10872]

A07-12-026

Disposition of application for rehearing of Decision (D) 11-03-030 (Decision) filed by Calaveras Telephone Company, Cal-Ore Telephone Co., Ducor Telephone Company, Kerman Telephone Company, The Ponderosa Telephone Co., Sierra Telephone Company, Inc., The Siskiyou Telephone Company and Volcano Telephone Company (Applicants). The Decision addressed an Order to Show Cause issued by the Commission for Applicants' alleged violations of D91-09-042 and Rule 1.1 of the Commission's Rules of Practice and Procedure. In the Decision, the Commission fined Applicants for these violations and imposed interest on refunds owed by Applicants to California High Cost Fund A.

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

71

[10897]

I. _____

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

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

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

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