



**FILED**

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**PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Resolution ALJ 176-3248  
Administrative Law Judge Division  
February 4, 2010

**RESOLUTION**

RESOLUTION ALJ 176-3248. Preliminary determinations of category and need for hearing for proceedings initiated by application pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure.

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Senate Bill (SB) 960 (Leonard, ch. 96-0856) requires, among other things, that the Commission categorize proceedings and determine the need for hearing for purposes of determining the applicable restrictions on ex parte communications and other applicable rules. The rules implementing these requirements are found, for the most part, in Articles 7 and 8 of the Commission's Rules of Practice and Procedure.

Rule 7.1 requires the Commission to preliminarily determine, for a proceeding initiated by application, the proceeding's category and whether the proceeding requires a hearing. The Commission has reviewed the initial pleading of the utility applicants and makes the preliminary determinations of category and need for hearing as shown in the attached Preliminary Determination Schedule, consistent with the requirements of Rule 7.1.

No public review or comment is required for this resolution pursuant to Rule 14.7.

**IT IS ORDERED** that:

1. The category and need for hearing for each proceeding initiated by application listed in the attached Schedule of Preliminary Determinations are preliminarily determined, as noted.



## PRELIMINARY DETERMINATION SCHEDULE

Resolution ALJ 176-3248 (2/4/10)

NUMBER TITLE	PROPOSED CATEGORY	PRELIM. CATEGORY	HEARING
<b>A10-01-015</b> TracFone Wireless, Inc., Application of TracFone Wireless, Inc. (U4231C) for Rehearing of Resolution T-17235.	Ratesetting	*	*
<b>A10-01-017</b> Port of Stockton Attn Steve Escobar, Application of the Port of Stockton to construct a new, at-grade railroad crossing as well as to install passive and active warning devices at Harbor Street within the County of San Joaquin.	Ratesetting	Ratesetting	NO
<b>A10-01-018</b> San Diego Unified Port District Attn: Yeshe Mulugeta, Application of the San Diego Unified Port District to convert an existing at-grade private crossing into an at-grade crossing for a public road over the tracks of San Diego & Arizona Eastern Railway Company and the San Diego Metropolitan Transit System (MTS) in the City of Chula Vista, County of San Diego, California.	Ratesetting	Ratesetting	NO

\*Application for Rehearing of Resolution is assigned to Legal Division.  
Categorization/Need for Hearing will be addressed as necessary if the Commission subsequently grants rehearing.