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## Public Utilities Commission of the State of California

**Public Agenda 3425**  
**Thursday, October 11, 2018 9:30 a.m.**  
**505 Van Ness Avenue**  
**San Francisco, California**

### Commissioners

**Michael Picker, President**  
**Martha Guzman Aceves**  
**Carla J. Peterman**  
**Liane M. Randolph**  
**Clifford Rechtschaffen**

For each agenda item, a summary of the proposed action is included; the Commission's decision may, however differ from that proposed. To listen by phone, dial 1-800-857-1917 and enter passcode 92105 or access our website at <http://www.cpuc.ca.gov>

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### Scheduled Commission Meetings

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (10:00 a.m.) <b>Closed to the Public</b>	<i>Commission Meeting</i> Auditorium (9:30 a.m.) <b>Open to the Public</b>
Monday, October 8, 2018 (San Francisco) [Will be held]	Thursday, October 11, 2018 (San Francisco)
Monday, October 22, 2018 (San Francisco)	Thursday, October 25, 2018 (San Francisco)
Monday, November 5, 2018 (San Francisco)	Thursday, November 8, 2018 (Fresno )
Monday, November 26, 2018 (San Francisco)	Thursday, November 29, 2018 (San Francisco)
Monday, December 10, 2018 (San Francisco)	Thursday, December 13, 2018 (San Francisco)

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

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

For further information contact the Public Advisor  
(415) 703-2074 E-mail: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)



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**Consent Agenda - Orders and Resolutions (continued)**

2                                    **Cypress Ridge Sewer Company's General Rate Increase to Produce an Additional Annual Revenue for Test Year 2018 to be Paid by the Ratepayers**

[16599]

Res W-5170, Advice Letter 31-SS filed December 19, 2017 - Related matters.

**PROPOSED OUTCOME:**

- Grants authority under Public Utilities Code Section 454 for Cypress Ridge Sewer Company to file a supplemental Advice Letter with the revised rate schedules attached to this Resolution as Appendix B, and concurrently cancel its presently effective rate Schedules: Schedule No. 1, Residential Flat Rate Sewer Service and Schedule No. 2, Commercial Flat Rate Sewer Service.
- The effective date of the revised schedules shall be five days after the date of filing.

**SAFETY CONSIDERATIONS:**

- Provides adequate revenues to the utility so that it can provide safe and reliable sewer service to its customers and meet all applicable regulations for the safe operation of its sewer treatment plant under its permit, Order No. 97-66, set forth by the Regional Water Quality Control Board.

**ESTIMATED COST:**

- \$46,657, or 9.12%, for Test Year 2018 to be paid by the Ratepayers of Cypress Ridge Sewer Company.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=224979023>

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

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Agenda 3419, Item 21 7/12/2018 (Staff);  
Agenda 3420, Item 6 7/26/2018 (Staff);  
Agenda 3421, Item 4 8/9/2018 (Staff);  
Agenda 3422, Item 4 8/23/2018 (Staff);  
Agenda 3424, Item 3 9/27/2018 (Staff)

**Consent Agenda - Orders and Resolutions (continued)**

3 **Application for Authority to Transfer Control of Bandwidth.com CLEC, LLC to David A. Morken Pursuant to Public Utilities Code Section 854(A)**

[16614]

A.17-09-007

In the Matter of the Application of Bandwidth.com CLEC, LLC for Approval to Transfer Control of Bandwidth.com CLEC, LLC to David A. Morken Pursuant to California Public Utilities Code Section 854(a).

**PROPOSED OUTCOME:**

- Denies the request to transfer authority of Bandwidth.com CLEC, LLC to David A. Morken pursuant to Public Utilities Code § 854(a).
- Revokes Bandwidth.com CLEC, LLC's Certificate of Public Convenience and Necessity (CPCN) within 90 days of the date of the Decision. If Bandwidth Inc. files application for a CPCN within 90 days of the date of the Decision, Bandwidth CLEC's CPCN license will remain in effect through the duration of Bandwidth's application.
- Fines Bandwidth.com CLEC, LLC \$5,000 pursuant to Public Utilities Code § 2107.
- Closes Application 17-09-007.

**SAFETY CONSIDERATIONS:**

- Safety of California ratepayers and consumers is improved when regulated utilities acknowledge and comply with regulatory authority.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Randolph - Judge Kline )

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=228303708>

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

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

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Agenda 3420, Item 8 7/26/2018 (Staff);

Agenda 3421, Item 5 8/9/2018 (Staff);

Agenda 3422, Item 5 8/23/2018 (Staff);

Agenda 3423, Item 2 9/13/2018 (Staff)

**Consent Agenda - Orders and Resolutions (continued)**

4                                    **Granting Approval of the Final Report on the 2017 Triennial  
On-Site Security Review of San Francisco Bay Area Rapid  
Transit District**

[16651]  
Res ST-216

**PROPOSED OUTCOME:**

- Approves the 2017 Triennial On-Site Security Review of Bay Area Rapid Transit (BART) District, dated November 12, 2017.

**SAFETY CONSIDERATIONS:**

- This resolution considers the safety and security of the public and employees who might be affected by the BART rail transit operations. The resolution presents a review required every three years to comprehensively review, evaluate, and improve the safety and security of rail transit system.

**ESTIMATED COST:**

- Not within the scope of this Resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231921633>

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

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Agenda 3421, Item 11 8/9/2018 (Staff);  
Agenda 3422, Item 6 8/23/2018 (Staff);  
Agenda 3423, Item 3 9/13/2018 (Staff);  
Agenda 3424, Item 4 9/27/2018 (Staff)

**Consent Agenda - Orders and Resolutions (continued)****5 Certificate of Public Convenience and Necessity to California Water Service Company to Serve Travis Air Force Base**

[16687]

A.17-05-022

Application of California Water Service Company for a Certificate of Public Convenience and Necessity to Provide Water Service to Travis Air Force Base and to Establish Rates.

**PROPOSED OUTCOME:**

- Denies the application of Cal Water for a Certificate of Public Convenience and Necessity (CPCN) to serve the Travis Air Force Base.
- Finds that the Commission could legally grant a CPCN, but should not because it would not serve any public purpose, since the Travis Air Force Base would be the only customer served under the terms of a contract with the US Department of Defense.
- Instead, the decision allows California Water Service Company (Cal Water) to serve the Travis Air Force Base without a CPCN but through a non-regulated affiliated company under the Commission's rules for affiliate transactions.
- Application 17-05-022 is closed.

**SAFETY CONSIDERATIONS:**

- Cal Water will be required to provide safe and reliable water service to the Travis Air Force Base under the terms of its agreement.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Peterman - Judge Fitch)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=230593645>

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

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

*This matter may be considered during the Ratesetting Deliberative Meeting.*

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Agenda 3422, Item 7 8/23/2018 (Rechtschaffen);

Agenda 3423, Item 5 9/13/2018 (Staff);

Agenda 3424, Item 5 9/27/2018 (Rechtschaffen)

**Consent Agenda - Orders and Resolutions (continued)****6 Encumbrance of Assets of Wild Goose Storage, LLC and Lodi Gas Storage, L.L.C.**

[16742]

A.18-02-013

Joint Application of Wild Goose Storage, LLC and Lodi Gas Storage, L.L.C. for an Order Pursuant to Sections 829 and 853 of the Public Utilities Code to Exempt from Commission Authorization the Encumbrance of the Assets of Wild Goose Storage, LLC and Lodi Gas Storage, L.L.C. and the Issuance of a Corporate Guarantee to Secure the Financing of certain Affiliates of the Utilities or in the Alternative for Authorization for the Same Relief under Sections 830 and 851.

**PROPOSED OUTCOME:**

- Approves encumbrance of the assets of Wild Goose Storage, LLC and Lodi Gas Storage, L.L.C. as security for a refinancing transaction.
- Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- Funding is adequate to meet all reasonably foreseeable safety expenses.

**ESTIMATED COST:**

- \$730 million for all financing components (jurisdictional and non-jurisdictional).

(Comr Rechtschaffen - Judge Bemserfer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=230295310>

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

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

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Agenda 3424, Item 9 9/27/2018 (Rechtschaffen)

**Consent Agenda - Orders and Resolutions (continued)**

7 **Petition for Modification of Decision 14-05-033**

[16761]

R.14-07-002

Order Instituting Rulemaking to Develop a Successor to Existing Net Energy Metering Tariffs Pursuant to Public Utilities Code Section 2827.1, and to Address Other Issues Related to Net Energy Metering.

**PROPOSED OUTCOME:**

- Denies petition to modify the previously adopted definition of small net energy metering-eligible systems paired with qualified energy storage devices.

**SAFETY CONSIDERATIONS:**

- There are no safety impacts associated with this decision.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Guzman Aceves - Judge Kao)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=230393343>

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

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

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Agenda 3423, Item 11 9/13/2018 (Staff);

Agenda 3424, Item 10 9/27/2018 (Staff)



**Consent Agenda - Orders and Resolutions (continued)**

- 8                                    **Addressing Administrative Procedures Implementing Time-Of-Use Period Grandfathering Proposals Filed by Pacific Gas and Electric Company, Southern California Edison Company and San Diego Gas & Electric Company in Compliance with Decision 17-01-006**

[16766]

Res E-4946, San Diego Gas & Electric Company Advice Letter (AL) 3063-E, Southern California Edison Company AL 3582-E, and Pacific Gas and Electric Company AL 5039-E filed March 30, 2017 - Related matters.

**PROPOSED OUTCOME:**

- Approves proposals by Pacific Gas and Electric Company, Southern California Edison, and San Diego Gas & Electric Company for administrative procedures implementing time-of-use period grandfathering for eligible behind-the-meter solar customers.

**SAFETY CONSIDERATIONS:**

- There is no impact on safety.

**ESTIMATED COST:**

- No incremental costs are identified.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=230597434>

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

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Agenda 3423, Item 12 9/13/2018 (Staff);

Agenda 3424, Item 11 9/27/2018 (Staff)

**Consent Agenda - Orders and Resolutions (continued)****9 Application of San Diego Gas & Electric Company for Approval of Energy Resource Recovery Account Costs for Record Year 2016**

[16800]

A.17-06-006

Application of San Diego Gas & Electric Company for Approval of: (i) Contract Administration, Least-Cost Dispatch and Power Procurement Activities in 2016, (ii) Costs Related to those Activities Recorded to the Energy Resource Recovery Account and Transition Cost Balancing Account in 2016 and (iii) Costs Recorded in Related Regulatory Accounts in 2016.

**PROPOSED OUTCOME:**

- Adopts Settlement between San Diego Gas & Electric Company (SDG&E) and the Office of Ratepayer Advocates (ORA).
- Approves Application 17-06-006.
- Permits SDG&E to pursue cost recovery of the undercollections in its Local Generation Balancing Account in its Energy Resource Recovery Account (ERRA) Forecast application for record period 2019, or its next Annual Electric Regulatory Account Update filing.
- Requires SDG&E and ORA to continue to meet to develop a list of contracts that SDG&E should submit in future ERRA compliance reviews beginning with record year 2017. No later than October 1, 2018, the list shall be filed as supplemental testimony in SDG&E's ERRA compliance review for record year 2017.
- Closes proceeding.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this decision.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Guzman Aceves - Judge Hymes)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=230901385>

*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)**

10 **Disclosure of Records Concerning Gold Star Charter & Tours  
Inc**

[16802]  
Res L-570

**PROPOSED OUTCOME:**

- Authorizes disclosure of Records of the California Public Utilities Commission Safety and Enforcement Division's investigation of Gold Star Charter & Tours, Inc. for Violations of the Public Utilities Code Relating to Charter Party Carriers.

**SAFETY CONSIDERATIONS:**

- Disclosure may offer a better understanding of safety matters addressed by the Commission.

**ESTIMATED COST:**

- Unknown.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231044829>

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

**Consent Agenda - Orders and Resolutions (continued)**

- 11                                    **Approval of the Database for Energy-Efficient Resources Updates for 2020 and Revised Version 2019 in Compliance with Decision 15-10-028, Decision 16-08-019, and Resolution E-4818**

[16804]  
Res E-4952

**PROPOSED OUTCOME:**

- Revises Database for Energy-Efficient Resources (DEER) 2019 Update (effective 1/1/2019).
- DEER2020 Update (effective 1/1/2020).
- Revises DEER Peak Period definition (effective 1/1/2020).

**SAFETY CONSIDERATIONS:**

- This Resolution has no impact on safety.

**ESTIMATED COST:**

- This Resolution is not expected to immediately result in additional cost, however, revisions to the DEER Peak Period definition may have cost implication that cannot be known at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=232161146>

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

**Consent Agenda - Orders and Resolutions (continued)**

12

**Southern California Edison Company's Request for  
Greenhouse Gas Reduction Credits from Shut-Down of  
Corona Energy Partners, Ltd. Facility**

[16812]

Res. E-4953, Advice Letter 3752-E filed February 27, 2018 - Related matters.

**PROPOSED OUTCOME:**

- Grants Southern California Edison Company's request to claim greenhouse gas reduction credits towards its Combined Heat and Power program abatement targets.

**SAFETY CONSIDERATIONS:**

- There is no impact on safety.

**ESTIMATED COST:**

- There is no cost impact.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231131138>

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

**Consent Agenda - Orders and Resolutions (continued)**

13

**Forecast Requests for Utility Natural Gas Leak Abatement Program Memorandum and Balancing Accounts**

[16815]

Res G-3538, Advice Letter (AL) 3902-G and AL 3902-G-A filed October 31, 2017 - Related matters.

**PROPOSED OUTCOME:**

- Approves the utilities' Compliance Plans and forecasts as filed with modifications.

**SAFETY CONSIDERATIONS:**

- Reducing methane emission by repairing or replacing pipes and associated infrastructure advances both policy goals of natural gas pipeline safety and integrity and reducing emissions of greenhouse gases.

**ESTIMATED COST:**

For the two-year program:

- Pacific Gas and Electric Company forecast of \$66 million.
- Southern California Gas Company forecast of \$234 million.
- San Diego Gas & Electric Company forecast of \$12.3 million.
- Southwest Gas Corporation forecast of \$2.4 million.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231052065>

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

**Consent Agenda - Orders and Resolutions (continued)**

14

**Lake Alpine Water Company's General Rate Increase to Produce Additional Annual Revenues for Test Year 2018, to be Paid by the Ratepayers**

[16816]

Res W-5175 , Advice Letter 116-W filed July 27, 2018 - Related matters.

**PROPOSED OUTCOME:**

- Grants authority under Public Utilities Code, Section 454, for Lake Alpine Water Company (Lake Alpine) to file a supplement to Advice Letter No. 116 to incorporate the rate schedules (Appendix B), and to concurrently cancel its presently effective Rate Schedules.
- The effective date of the revised rate schedule shall be 5 days after the date of filing. This advice letter shall become effective upon approval by Staff of the Water Division.
- Authorizes Lake Alpine to increase the Test Year 2018 water revenues by \$102,300, or 18.8%.
- The monthly bill for an average customer with a 5/8 x 3/4-inch metered residential customer using 2 CCF per month would increase from \$83.68 to \$101.04, or 20.7%.

**SAFETY CONSIDERATIONS:**

- The resolution provides adequate revenues to the utility so that it can provide safe and reliable water service to its customers and meet all applicable water quality standards set forth by the State Water Resources Control Board.

**ESTIMATED COST:**

- \$102,300, or 18.8%, for test year 2018, to be paid by the ratepayers.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=230820221>

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

**Consent Agenda - Orders and Resolutions (continued)**

15

**Pacific Gas and Electric Company Distributed Energy Resource Procurement for the IDER Utility Regulatory Incentive Mechanism Pilot Pursuant to Resolution E-4889 and D.16-12-036**

[16818]

Res E-4956, Advice Letter (AL) 5096-E and AL 5096-E-A file May 1, 2018 - Related matters.

**PROPOSED OUTCOME:**

- Approves with modifications Pacific Gas and Electric Company's (PG&E) Advice Letter (AL) 5096-E/5096-E-A.
- Approves PG&E's request to procure a distributed energy resource (DER) solution for the IDER Incentive Pilot Candidate Project at the Gonzales Substation (Gonzales, CA) described herein.
- Resolves and clarifies services adopted in Resolution (Res.) E-4889 that may qualify as incremental resources.
- Clarifies concepts adopted in Res. E-4889 that apply to PG&E's AL 5096-E/5096-E-A.

**SAFETY CONSIDERATIONS:**

- PG&E proposes contingency plans in the event a DER solution fails to meet the need identified by the Utility.

**ESTIMATED COST:**

- Unknown at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=227110359>

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



**Consent Agenda - Orders and Resolutions (continued)**

16 **Making Clarifications and Corrections to Decision 18-06-027**

[16819]

R.14-07-002

Order Instituting Rulemaking to Develop a Successor to Existing Net Energy Metering Tariffs Pursuant to Public Utilities Code Section 2827.1, and to Address Other Issues Related to Net Energy Metering.

**PROPOSED OUTCOME:**

- Makes clarifications regarding implementation of the adopted programs.
- Correct obvious errors in Decision 18-06-077.
- Rulemaking 14-07-002 remains open.

**SAFETY CONSIDERATIONS:**

- No direct safety impacts anticipated.

**ESTIMATED COST:**

- No direct cost impacts anticipated.

(Comr Guzman Aceves - Judge Kao - Judge McKenzie)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231739333>

*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)**

17

**Los Angeles World Airports Landside Access Modernization Program Automated People Mover Project Safety Certification Plan**

[16820]

Res ST-212

**PROPOSED OUTCOME:**

- Grants the request for approval of the Los Angeles World Airports Landside Access Modernization Program Automated People Mover Project Safety Certification Plan.

**SAFETY CONSIDERATIONS:**

- The Safety Certification Plan meets the requirements set forth in General Order 164-E and identifies the processes and testing that will safety certify the project as meeting established safety standards to place into passenger service.

**ESTIMATED COST:**

- Not within the scope of this Resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231754492>

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

**Consent Agenda - Orders and Resolutions (continued)**

18

**San Diego Metropolitan Transit System Safety Certification  
Plan for the SD9 Light Rail Vehicle Procurement Dated 2/6/18**

[16821]

Res ST-217

**PROPOSED OUTCOME:**

- Approval of Safety Certification Plan for the San Diego Metropolitan Transit System SD9 Light Rail Vehicle Procurement dated 2/6/18.

**SAFETY CONSIDERATIONS:**

- This resolution considers the safety and security of the public and employees who might be affected by the San Diego Trolley, Inc. of the San Diego Metropolitan Transit System. This resolution approves the safety certification plan for the SD9 light rail vehicle procurement project that outlines safety related requirements that must be met before the vehicles can be placed into revenue service.

**ESTIMATED COST:**

- Not within the scope of this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231921632>

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

**Consent Agenda - Orders and Resolutions (continued)**

19

**The 2019 California Public Utilities Commission's Portion of the Prepaid Mobile Telephony Services Surcharge Rate, as Required by Public Utilities Code Section 319**

[16822]

Res T-17632

**PROPOSED OUTCOME:**

- Approves the California Public Utilities Commission portion of the prepaid surcharge and user fee rate to be assessed on the sales price of prepaid wireless telephone service transacted in California, effective from January 1 through December 31 of the year 2019.

**SAFETY CONSIDERATIONS:**

- The funding of the Public Purpose Programs increases access to communication services to customers in California, thereby promoting public safety.

**ESTIMATED COST:**

- The surcharge rate proposed herein applies to prepaid wireless services which comprise at least 20% of the entire telecommunications surcharges collected by the Commission which amounts to approximately \$91.9 million in surcharge fees for 2018.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=226945887>

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

**Consent Agenda - Orders and Resolutions (continued)**

- 20                                    **Request of Red Pocket, Inc., a Prepaid Wireless Reseller, to be a California LifeLine Provider to Offer Prepaid Wireless Telephone Services Supported by the California LifeLine Program Where its Underlying Carriers, T-Mobile, AT&T, Verizon, and Sprint, Provide Wireless Services throughout California, Excluding Tribal Lands**

[16823]

Res T-17627, Advice Letter 5 filed August 21, 2017 - Related matters.

**PROPOSED OUTCOME:**

- Approves Red Pocket, Inc., a prepaid wireless reseller to be authorized as a California LifeLine prepaid wireless service provider.

**SAFETY CONSIDERATIONS:**

- Given that safety and emergency communications are common concerns for all of California's wireless customers, CD staff recommends that Red Pocket, Inc., be required to fully and clearly inform prospective California LifeLine participants that coverage limitations may affect wireless mobile phone service access to E-911 and/or 911 in the event of an emergency.

**ESTIMATED COST:**

- There are no cost associated with implementation of this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231996418>

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

**Consent Agenda - Orders and Resolutions (continued)**

21 **Addressing Track 2 Working Group Related Energy Efficiency  
Issues Pursuant to Decision 16-08-019 and Resolution E-4818**

[16824]

Res E-4939

**PROPOSED OUTCOME:**

- Adopts the proposed Track 2 Working Group (T2WG) standard practice baseline definition and baseline selection process with modifications and clarifications (Effective January 1, 2019).
- Adopts the T2WG proposal to use a single preponderance of evidence (POE) requirement process for all accelerated-replacement measure types with clarifications (Effective immediately).
- Task 4 Adopts a T2WG proposal to identify a small-sized business customer (Effective immediately).

**SAFETY CONSIDERATIONS:**

- There is no impact on safety.

**ESTIMATED COST:**

- Although some costs may increase as a result of this resolution potential cost increases are unknown at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231130873>

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

**Consent Agenda - Orders and Resolutions (continued)**

22

**Workforce Requirements and Third-Party Contract Terms and Conditions for Energy Efficiency Business Plans**

[16825]

A.17-01-013 et al., A.17-01-014, A.17-01-015, A.17-01-016 and A.17-01-017 - Related matters. Application of Southern California Edison Company for Approval of Energy Efficiency Rolling Portfolio Business Plan. Consolidated applications include San Diego Gas & Electric Company, Pacific Gas and Electric Company, Southern California Gas Company, and Marin Clean Energy.

**PROPOSED OUTCOME:**

- Sets forth workforce requirements for heating, ventilation, and air-conditioning, and lighting controls, projects funded as part of the energy efficiency portfolios of all program administrators (PAs).
- Requires certain standard and modifiable third-party contract terms and conditions for utility PAs soliciting bids for program design and/or implementation. Other PAs are also encouraged to use these same contract terms and conditions, where feasible.

**SAFETY CONSIDERATIONS:**

- Addresses certain safety and background check requirements for individuals with access to customer and utility data and premises.

**ESTIMATED COST:**

- No additional costs beyond those already authorized in Decision 18-05-041.

(Comr Peterman - Judge Fitch)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231974918>

*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)**

23

**Considers the Approval of Seven Energy Storage Resources Agreements that Resulted from the 2016 Energy Storage Solicitations Conducted by Southern California Edison Company and Pacific Gas and Electric Company**

[16827]

A.17-12-002, A.17-12-003 - Related matters.

Application of Southern California Edison Company for Approval of the Results of Its 2016 Energy Storage and Distribution Deferral Request for Offers. Consolidated application includes Pacific Gas and Electric Company.

**PROPOSED OUTCOME:**

- Grants contract approval and cost recovery for one energy storage resource totaling 10 megawatts (MW) submitted by Southern California Edison Company.
- Grants contract approval and cost recovery for six energy storage resources totaling 165 MW submitted by Pacific Gas and Electric Company.

**SAFETY CONSIDERATIONS:**

- Southern California Edison Company and Pacific Gas and Electric Company included safety considerations in the solicitations and resulting contracts.

**ESTIMATED COST:**

- The cost information was submitted under seal.

(Comr Peterman - Judge Cooke - Judge Stevens)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231748899>

*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)**

24

**Adopts Updated General Order 157-E to Conform with Changes**

[16828]

Res TL-19129

**PROPOSED OUTCOME:**

- Updates General Order 157-D to adopt changes in the PU Code, Vehicle Code and subsequent Commission decisions.

**SAFETY CONSIDERATIONS:**

- No anticipated impacts on safety.

**ESTIMATED COSTS:**

- No anticipated impact on cost.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=227110832>

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



**Consent Agenda - Orders and Resolutions (continued)**

26

**Golden State Water Company and Liberty Utilities' Advice  
Letters Revising Electric Rule 11 Pursuant to Decision 17-12-  
024**

[16860]

Res E-4959

**PROPOSED OUTCOME:**

- Approves Golden State Water Company's (Bear Valley) and Liberty Utilities' (CalPeco Electric) (Liberty) revisions to Electric Rule 11 which incorporate new fire safety regulations to reduce the fire hazards associated with overhead power line facilities.

**SAFETY CONSIDERATIONS:**

- Approving Bear Valley's and Liberty's revisions to Electric Rule 11 allows them to better mitigate threats to public safety posed by breaches in the minimum vegetation clearance for power lines or by dead, rotten, diseased, leaning, or overhanging trees that risk falling into, or otherwise contacting, power lines.

**ESTIMATED COST:**

- There is no cost impact.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=229234918>

**Consent Agenda - Orders and Resolutions (continued)**

27

**Complaint of Mr. Friedman Against Frontier California, Inc. for Overcharges**

[16863]

(ECP) C.17-12-015

F.S. Friedman vs. Frontier California, Inc.

**PROPOSED OUTCOME:**

- Denies relief and dismisses complaint.
- This proceeding is closed.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this decision.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Randolph - Judge Colbert)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=225568148>

**Consent Agenda - Orders and Resolutions (continued)**

28

**Complaint of Prager Against Frontier Communications of America, Inc. for Overcharges**

[16871]

(ECP) C.17-10-005

David J. Prager vs. Frontier Communications of America, Inc.

**PROPOSED OUTCOME:**

- Denies relief and dismisses Complaint.
- Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this decision.

**ESTIMATED COST:**

- There are no estimated cost associated with this decision.

(Comr Guzman Aceves - Judge Colbert)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=225420888>

**Consent Agenda - Orders and Resolutions (continued)**

29                                    **Star and Crescent Boat Company's Application for a \$0.25 Fare Increase for its One-Way Passenger Base Fare to Provide Ferry Service in San Diego Bay**

[16877]

A.18-06-014

In the Matter of the Application of Star & Crescent Boat Company, a California corporation, doing business as Flagship Cruises & Events, For Authorization For a Passenger Fare Increase on Its Vessel Common Carrier Service on San Diego Bay Between the City of Coronado and the City of San Diego.

**PROPOSED OUTCOME:**

- Grants Star and Crescent Boat Company's application for a \$0.25 fare increase for its one-way passenger base fare, from \$4.75 to \$5.00, to provide ferry service between the City of Coronado and certain points in the City of San Diego.
- Closes Application 18-06-014.

**SAFETY CONSIDERATIONS:**

- Safety of California ratepayers and consumers is improved when regulated utilities acknowledge and comply with regulatory authority.

**ESTIMATED COST:**

- No costs to ratepayers.

(Comr Randolph - Judge Kline )

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=229266605>

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

**Consent Agenda - Intervenor Compensation Orders**

30

**Intervenor Compensation to Scott J. Rafferty**

[16474]

A.15-09-001

Application of Pacific Gas and Electric Company for Authority, Among Other Things, to Increase Rates and Charges for Electric and Gas Service Effective on January 1, 2017.

**PROPOSED OUTCOME:**

- Awards Scott J. Rafferty \$33,855.00 for contribution to Decision 17-05-013. This decision authorized Pacific Gas and Electric Company's (PG&E) revenue requirement in its General Rate Case. Doctor Rafferty requested \$591,995.00.

**SAFETY CONSIDERATIONS:**

- Substantial contribution by intervenors, as found here, enhances the Commission's regulation and oversight of public utilities, which under Pub. Util. Code § 451 must "promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

- \$33,855.00, plus interest, to be paid by the ratepayers of PG&E.

(Comr Picker - Judge Roscow)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=228337078>

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

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

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Agenda 3419, Item 35 7/12/2018 (Staff);

Agenda 3423, Item 28 9/13/2018 (Staff)

**Consent Agenda - Intervenor Compensation Orders (continued)**

31 **Intervenor Compensation Denial for the Center for Accessible Technology for Failure to Submit an Notice of Intent**

[16810]

A.15-04-012

Application of San Diego Gas & Electric Company for Authority to Update Marginal Costs, Cost Allocation and Electric Rate Design.

**PROPOSED OUTCOME:**

- The Center for Accessible Technology failed to file a Notice of Intent to claim intervenor compensation. CforAT originally requested \$16,571.50 compensation for substantial contribution to Decision 17-08-030, but this claim must be denied for its failure to file the statutory required Notice of Intent.
- Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this decision.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Picker - Judge Cooke)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231748838>

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

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



**Consent Agenda - Intervenor Compensation Orders (continued)**

32

**Intervenor Compensation to Californians for Green Nuclear Power, Inc.**

[16814]

A.16-08-006

Application of Pacific Gas and Electric Company for Approval of the Retirement of Diablo Canyon Power Plant, Implementation of the Joint Proposal, And Recovery of Associated Costs Through Proposed Ratemaking Mechanisms.

**PROPOSED OUTCOME:**

- Awards Californians for Green Nuclear Power, Inc. \$223,083.21 for substantial contribution to Decision 18-01-022. Decision approves the retirement of Diablo Canyon Nuclear Power Plant Unit 1 by 2024 and Unit 2 by 2025. Replacement procurement issues, including efforts to avoid an increase in GHG emissions related to the retirement, are to be addressed in the Integrated Resource Planning (IRP) proceeding or a proceeding designed by the IRP. Californians for Green Nuclear Power, Inc. originally requested \$319,691.10.

**SAFETY CONSIDERATIONS:**

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.

**ESTIMATED COST:**

- \$223,083.21 plus interest, to be paid by Pacific Gas and Electric Company ratepayers.

(Comr Picker - Judge Allen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231971766>

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

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

**Consent Agenda - Intervenor Compensation Orders (continued)**

33

**Intervenor Compensation to Environmental Defense Fund**

[16844]

A.16-08-006

Application of Pacific Gas and Electric Company for Approval of the Retirement of Diablo Canyon Power Plant, Implementation of the Joint Proposal, And Recovery of Associated Costs Through Proposed Ratemaking Mechanisms.

**PROPOSED OUTCOME:**

- Awards Environmental Defense Fund \$28,940.00 for substantial contribution to Decision 18-01-022. Decision approves the retirement of Diablo Canyon Nuclear Power Plant Unit 1 by 2024 and Unit 2 by 2025. Replacement procurement issues, including efforts to avoid an increase in GHG emissions related to the retirement, are to be addressed in the Integrated Resource Planning (IRP) proceeding or a proceeding designed by the IRP. Environmental Defense Fund originally requested \$28,940.00.

**SAFETY CONSIDERATIONS:**

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.

**ESTIMATED COST:**

- \$28,940.00 plus interest, to be paid by Pacific Gas and Electric Company ratepayers.

(Comr Picker - Judge Allen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=225193278>

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

**Consent Agenda - Intervenor Compensation Orders (continued)**

34

**Intervenor Compensation to the Natural Resources Defense Council**

[16853]

R.16-02-007

Order Instituting Rulemaking to Develop an Electricity Integrated Resource Planning Framework and to Coordinate and Refine Long-Term Procurement Planning Requirements.

**PROPOSED OUTCOME:**

- Awards the Natural Resources Defense Council \$29,855.00 for substantial contribution to Decision 18-02-018. Decision 18-02-018 pertained to developing an electricity integrated resource planning framework. Natural Resources Defense Council originally requested \$29,855.00.

**SAFETY CONSIDERATIONS:**

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.

**ESTIMATED COST:**

- \$29,855.00 plus interest, to be paid by Pacific Gas and Electric Company ratepayers, Southern California Edison Company ratepayers, and San Diego Gas & Electric Company ratepayers.

(Comr Randolph - Judge Fitch)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=225215324>

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

**Consent Agenda - Intervenor Compensation Orders (continued)****35 Intervenor Compensation to San Luis Obispo Mothers for Peace**

[16858]

A.16-08-006

Application of Pacific Gas and Electric Company for Approval of the Retirement of Diablo Canyon Power Plant, Implementation of the Joint Proposal, And Recovery of Associated Costs Through Proposed Ratemaking Mechanisms.

**PROPOSED OUTCOME:**

- Awards San Luis Obispo Mothers for Peace \$157,994.40 for substantial contribution to Decision 18-01-022. Decision approves the retirement of Diablo Canyon Nuclear Power Plant Unit 1 by 2024 and Unit 2 by 2025. Replacement procurement issues, including efforts to avoid an increase in GHG emissions related to the retirement, are to be addressed in the Integrated Resource Planning (IRP) proceeding or a proceeding designed by the IRP. San Luis Obispo Mothers for Peace originally requested \$176,632.23

**SAFETY CONSIDERATIONS:**

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.

**ESTIMATED COST:**

- \$157,994.40 plus interest, to be paid by Pacific Gas and Electric Company ratepayers.

(Comr Picker - Judge Allen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=226775103>

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

**Consent Agenda - Intervenor Compensation Orders (continued)****36 Intervenor Compensation to Environmental Defense Fund**

[16884]

A.17-01-020, A.17-01-021 and A.17-01-022 - Related matters.

Application of San Diego Gas & Electric Company for Approval of SB 350 Transportation Electrification Proposals. Consolidated applications include Southern California Edison Company and Pacific Gas and Electric Company.

**PROPOSED OUTCOME:**

- Awards Environmental Defense Fund \$70,301.25 for substantial contribution to Decision 18-01-024 & 18-05-040. The Decision pertained to proposals regarding Priority Review Transportation Electrification Projects and associated budgets of funding limits of \$20 million dollars for each of the investor-owned utility's (IOUs) to complete the pilot projects. The decision approves the projects proposed under the standard review process established for the proceeding. Environmental Defense Fund originally requested \$70,751.25.

**SAFETY CONSIDERATIONS:**

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.

**ESTIMATED COST:**

- \$70,301.25 plus interest, to be paid by ratepayers Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company.

(Comr Peterman - Judge Cooke - Judge Goldberg)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=229208772>

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

**Regular Agenda****Regular Agenda- Energy Orders****37 Revision and Consideration of Alternatives to the Power Charge Indifference Adjustment**

[16734]

R.17-06-026

Order Instituting Rulemaking to Review, Revise, and Consider Alternatives to the Power Charge Indifference Adjustment.

**PROPOSED OUTCOME:**

- Adopts revised market price benchmarks to be used in the calculation of the Power Charge Indifference Adjustment (PCIA.)
- Adopts a true-up mechanism, a collar with a floor and a cap that will limit the change of the PCIA from one year to the next, and a prepayment option for Direct Access customers and Community Choice Aggregations.
- A new phase of this Rulemaking is ordered to enable parties to continue working together to develop longer-term solutions regarding utility procurement portfolio optimization and cost reduction.
- This proceeding remains open.

**SAFETY CONSIDERATIONS:**

- This decision does not order any actions by the utilities relating to safety.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Peterman - Judge Roscow)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=232180416>

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

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

*This matter may be considered during the Ratesetting Deliberative Meeting.*

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Agenda 3423, Item 31 9/13/2018 (Peterman);

Agenda 3424, Item 30 9/27/2018 (Staff)

**Regular Agenda- Energy Orders (continued)****37A Commissioner Peterman's Alternate to Item 16734**

[16774]

R.17-06-026

Order Instituting Rulemaking to Review, Revise, and Consider Alternatives to the Power Charge Indifference Adjustment.

**PROPOSED OUTCOME:**

- The Alternate Proposed Decision (APD) differs from the PD in four main substantive respects. First, the APD finds that legacy UOG is PCIA eligible and should be recovered from CCA customers. Second, the APD terminates the 10-year limit on PCIA cost recovery for post-2002 UOG and certain storage costs. Third, the APD establishes a PCIA collar starting in 2020, with the cap limiting upward or downward changes in the PCIA to 25% in either direction from the prior year. Fourth, the APD, for 2019 ERRA forecasts only, adopts the Platt's Portfolio Content Category 1 REC index value for the Market Price Benchmark's RPS Adder.

**SAFETY CONSIDERATIONS:**

- This decision does not order any actions by the utilities relating to safety.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Peterman)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=232140817>

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

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

*This matter may be considered during the Ratesetting Deliberative Meeting.*

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Agenda 3423, Item 31A 9/13/2018 (Peterman);

Agenda 3424, Item 30A 9/27/2018 (Staff)

**Regular Agenda- Energy Orders (continued)****38 2018-2020 Electric Program Investment Charge Investment Plans**

[16851]

A.17-04-028 et al. , A.17-05-003, A.17-05-005, and A.17-05-009 - Related matters.

In the Matter of the Application of Pacific Gas and Electric Company for Approval of its 2018-2020 Electric Program Investment Charge Investment Plan. Consolidated applications include California Energy Commission, Southern California Edison Company, and San Diego Gas & Electric Company.

**PROPOSED OUTCOME:**

- Approves the 2018-2020 investment plans of Pacific Gas and Electric Company (PG&E), Southern California Edison Company (SCE) and San Diego Gas & Electric Company (SDG&E);
- Reviews findings and recommendations of the independent evaluation of Electric Program Investment Charge (EPIC) and directs the EPIC administrators to take certain actions;
- Adopts refinements to the Policy + Innovation Coordination Group framework approved in Decision 18-01-008 and directs implementation actions.
- Closes proceedings.

**SAFETY CONSIDERATIONS:**

- Certain investment projects may lead to innovations that increase the safety of utility customers.

**ESTIMATED COST:**

- Decision 18-01-008 previously approved \$555 million for the 2018-2020 period, collected from PG&E, SCE and SDG&E ratepayers.

(Comr Guzman Aceves - Judge Roscow)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=227880365>

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

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



## Regular Agenda- Transportation/Rail Safety Orders

### 39 **Modified Presiding Officer's Decision Regarding Alleged Violations by San Francisco Bay Area Rapid Transit District Relating to the October 19, 2013 Fatal Accident**

[16645]

I.16-06-010

Order Instituting Investigation on the Commission's Own Motion into the Fatal Accident on the Bay Area Rapid Transit District's Line between the Walnut Creek and Pleasant Hill Stations in the County of Contra Costa, California on October 19, 2013.

#### **PROPOSED OUTCOME:**

- Orders San Francisco Bay Area Rapid Transit (BART) to pay a fine of \$659,000.
- Places BART on probation for three years.
- Stays 2/3 of total fine.
- Closes the proceeding.

#### **SAFETY CONSIDERATIONS:**

- This decision and its directives will deter future safety violations, improve BART's safety culture and practices, and result in safer BART operation and practices.

#### **ESTIMATED COST:**

- \$659,000 to be paid by BART.

(Comr Randolph - Judge Kim)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=216395408>

*Pub. Util. Code § 1701.2(h), allows this modified Presiding Officer's Decision to be considered in Closed Session.*

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

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Agenda 3419, Item 48 7/12/2018 (Rechtschaffen);

Agenda 3420, Item 27 7/26/2018 (Randolph);

Agenda 3421, Item 33 8/9/2018 (Staff);

Agenda 3422, Item 29 8/23/2018 (Staff);

Agenda 3423, Item 35 9/13/2018 (Staff);

Agenda 3424, Item 33 9/27/2018 (Staff)

**Regular Agenda- Transportation/Rail Safety Orders (continued)****39A Decision Different to Item 16645**

[16899]

I.16-06-010

Order Instituting Investigation on the Commission's Own Motion into the Fatal Accident on the Bay Area Rapid Transit District's Line between the Walnut Creek and Pleasant Hill Stations in the County of Contra Costa, California on October 19, 2013.

**PROPOSED OUTCOME:**

- Orders San Francisco Bay Area Rapid Transit (BART) to pay a fine.
- Places BART on probation for three years with several conditions.
- Conditionally stays a portion of total fine.
- Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- This decision and its directives will deter future safety violations, improve BART's safety culture and practices, and result in safer BART operation and practices.

**ESTIMATED COST:**

- Assessed fine to be paid by BART.

(Comr Randolph - Judge Kim)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=231754459>

*Pub. Util. Code § 1701.2(h), allows this modified Presiding Officer's Decision to be considered in Closed Session.*

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

## Regular Agenda- Orders Extending Statutory Deadline

### 40 Order Extending Statutory Deadline

[16873]

R.11-03-013

Order Instituting Rulemaking Regarding Revisions to the California Universal Telephone Service (LifeLine) Program.

#### **PROPOSED OUTCOME:**

- Extends the statutory deadline for completion of this proceeding until April 23, 2019.
- This proceeding remains open.

#### **SAFETY CONSIDERATIONS:**

- There are no safety considerations implicated with this Order.

#### **ESTIMATED COST:**

- There are no costs associated with this Order.

(Comr Guzman Aceves - Judge MacDonald)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=227885172>

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

**Regular Agenda- Orders Extending Statutory Deadline (continued)****41 Order Extending Statutory Deadline**

[16880]

A.17-04-025

Application of the City of Saratoga for an order authorizing construction of an at-grade pedestrian, and bicycle crossing (CPUC No.001V-9.80-D) over tracks of the Union Pacific (DOT No. 924492L), providing connectivity between Fredericksburg Drive and Guava Court in the City of Saratoga, County of Santa Clara.

**PROPOSED OUTCOME:**

- Extends the statutory deadline for completion of this proceeding until March 31, 2019.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations implicated with this Order Extending Statutory Deadline.

**ESTIMATED COST:**

- There are no costs associated with this Order Extending Statutory Deadline.

(Comr Randolph - Judge Fortune)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=229714232>

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

**Regular Agenda- Orders Extending Statutory Deadline (continued)**

42 **Order Extending Statutory Deadline**

[16881]

C.17-10-013

County of Orange vs. Southern California Edison Company.

**PROPOSED OUTCOME:**

- Extends the Statutory Deadline to April 13, 2019.

**SAFETY CONSIDERATIONS:**

- There are no safety consideration associated with this decision.

**ESTIMATED COST:**

- There are no cost associated with this decision.

(Comr Rechtschaffen - Judge Semcer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=230263577>

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

**Regular Agenda- Orders Extending Statutory Deadline (continued)**

43 **Order Extending Statutory Deadline**

[16887]

C.16-04-009

BB's Deli, LLC, Complainant vs. San Diego Gas & Electric Company

**PROPOSED OUTCOME:**

- Extends Statutory Deadline for completion of this proceeding until December 13, 2018.
- This proceeding remains open.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations implicated with this order extending statutory deadline.

**ESTIMATED COST:**

- There are no costs associated with this Order.

(Comr Guzman Aceves - Judge Miles)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=230148859>

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

**Regular Agenda- Orders Extending Statutory Deadline (continued)**

44 **Order Extending Statutory Deadline**

[16888]

A.16-09-005

Application of Southern California Gas Company and San Diego Gas & Electric Company to Recover Costs Recorded in the Pipeline Safety and Reliability Memorandum Accounts, the Safety Enhancement Expense Balancing Accounts, and the Safety Enhancement Capital Cost Balancing Accounts.

**PROPOSED OUTCOME:**

- Extends Statutory Deadline for completion of this proceeding until February 28, 2019.
- This proceeding remains open.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations implicated with this order extending statutory deadline.

**ESTIMATED COST:**

- There are no costs associated with this Order.

(Comr Peterman - Judge Mason)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=230267516>

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

**Regular Agenda- Legal Division Matters**



**Regular Agenda- Legislative and Other Matters**

**Regular Agenda- Commissioner Reports**

**Regular Agenda- Management Reports and Resolutions**

45                      **Report and Discussion on Recent Consumer Protection and Safety  
Activities**  
[16891]

**Regular Agenda- Management Reports and Resolutions** (continued)

46  
[16892]

**Management Report on Administrative Activites**

**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**

47                      **Conference with Legal Counsel - Application for Rehearing**  
[16893]

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.

**Closed Session - Applications for Rehearing** (continued)

48                                    **Conference with Legal Counsel - Application for Rehearing**  
[16889]  
R.11-12-001

Disposition of Applications for Rehearing of Decision (D.) 16-08-021 filed by Cox California Telcom LLC (Cox); Office of Ratepayer Advocates (ORA), Center for Accessible Technology (CforAT), Greenlining Institute and The Utility Reform Network (TURN) (collectively, Joint Consumer Groups); and California Association of Competitive Telecommunication Companies (CALTEL), and Petition for Modification filed by CALTEL. In D.16-08-021, the Commission adopted General Order (GO) 133-D, which sets forth new service quality rules for California's public utility telephone corporations, including the imposition of fines for failure to meet minimum standards.

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.*

**Closed Session - Existing Litigation - Non-Federal**

49                      **Conference with Legal Counsel - Existing Litigation**

[16869]

Claim No. 06101604

State Compensation Insurance Fund, In re: Alejandrina Shori, Claim No. 06101604

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



**Closed Session - Existing Litigation - Non-Federal** (continued)

50                      **Conference with Legal Counsel - Existing Litigation**

[16885]

SPB Case No. 17-1317

In the Matter of Appeal by Karen Clopton Appeal from Dismissal, SPB Case No. 17-1317

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

**Closed Session - Existing Litigation - Non-Federal (continued)**

51                      **Conference with Legal Counsel - Existing Litigation**

[16886]

Case No: CGC-17-563082

Karen Clopton vs. California Public Utilities Commission, et al., Superior Court of California of the City and County of San Francisco, Case No: CGC-17-563082

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

**Closed Session - Appeals from Presiding Officer's Decisions**

Discussion of Appeals of Presiding Officer's Decision.

*Pub. Util. Code § 1701.2(h), allows a Presiding Officer's Decision to be considered in Closed Session*

**52 Conference with Legal Counsel - Appeal from Presiding Officer's Decision**

[16646]

I.16-06-010

Order Instituting Investigation on the Commission's Own Motion into the Fatal Accident on the Bay Area Rapid Transit District's Line between the Walnut Creek and Pleasant Hill Stations in the County of Contra Costa, California on October 19, 2013.

Modified Presiding Officer's Decision Regarding Alleged Violations by San Francisco Bay Area Rapid Transit District Relating to the October 19, 2013 Fatal Accident.

Pub. Util. Code § 1701.2(h), allows this modified Presiding Officer's Decision to be considered in Closed Session.

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

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Agenda 3419, Item 6I 7/12/2018

Agenda 3420, Item 50 7/26/2018

Agenda 3421, Item 48 8/9/2018

Agenda 3422, Item 44 8/23/2018

Agenda 3423, Item 55 9/13/2018

Agenda 3424, Item 45 9/27/2018

**Closed Session - Federal**

**Closed Session - Existing Litigation - Federal**

Existing Litigation - Federal

53                      **Conference with Legal Counsel - Existing Litigation**

[16872]

FERC Docket No. RP15-904-000- FERC Docket Nos. RM18-11-000, RP18-415-000, Order No. 849 - FERC Docket No. RP18-XX

**Conference with Legal Counsel – Initiation of Litigation**

- Interstate and Intrastate Natural Gas Pipelines, Rate Changes Relating to Federal Income Tax Rate / American Forest & Paper Association, FERC Docket Nos. RM18-11-000, RP18-415-000, Order No. 849; and Gas Transmission Northwest LLC, FERC Docket No. RP18-XX.

**Conference with Legal Counsel – Existing Litigation**

- Gas Transmission Northwest LLC, FERC Docket No. RP15-904-000

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

Gov. Code § 11126(e)(2)(C)(i), 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 - 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 - 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 - 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 - Administrative Matters**

Consideration and discussion of administrative matters.

*Public Utilities Code section 1701.1(f) 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*