
Public Utilities Commission of the State of California

Paul Clanon, Executive Director

Headquarters

505 Van Ness Avenue
San Francisco, CA 94102
(415) 703-2782

Southern California Office

320 West 4th Street, Suite 500
Los Angeles, CA 90013
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Calendar Archive: http://www.cpuc.ca.gov/daily_calendar_archive/

Daily Calendar

Thursday, October 29, 2009

- Commission Meetings
- Notices
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Proposed Decisions/Alternates/Presiding Officer's Decisions/Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Communications Matters
- Table of Submission Dates for the Preceding Two Weeks
- Changes to Hearing Calendar
- Hearings
- Notice of All-Party Meetings (PU Code § 1701.3(c))

Summaries of Decisions and Resolutions for the Commission Meeting of October 15, 2009 are included in this calendar.



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities.

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

Email: public.advisor@cpuc.ca.gov
toll-free: 1-866-849-8390
Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)
TTY: 1-866-836-7825 (toll-free)
1-415-703-5282

REGULAR COMMISSION BUSINESS MEETINGS

October 29, 2009	10:00 am	San Francisco
November 20, 2009	10:00 am	San Francisco
December 3, 2009	10:00 am	San Francisco

**COMMISSION RATESETTING DELIBERATIVE MEETINGS
(Not Open to the Public)**

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

November 16, 2009	1:30 pm	San Francisco
November 30, 2009	1:30 pm	San Francisco
December 14, 2009	1:30 pm	San Francisco

OTHER COMMISSION MEETINGS**Public Meeting Notice: CPUC En Banc Hearings**

November 2, 2009 9 am - 2:30 pm	Ronald Reagan State Building Auditorium 300 South Spring Street Los Angeles
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The California Public Utilities Commission will host its sixth annual public en banc on supplier diversity. The purpose of this en banc is to report on the diversity programs of the state's regulated utilities and to hear from diverse suppliers about program issues.

Members of the State legislature, utility executives, and other distinguished guests will attend.

Due to our [full agenda](#) and time constraints, if you would like to make a public comment at the en banc please submit your request by October 15, 2009, to Roland Esquivias at roe@cpuc.ca.gov or 415-703-2212.

If you plan to attend and need specialized accommodations, please request them from the Public Advisor's Office at least three business days in advance of the meeting. Public.advisor@cpuc.ca.gov or 1-866-849-8390.

NOTICES**Energy Division Advice Letter Disposition Change**

As of June 25, 2007, the Energy Division of the CPUC will send utilities notices of the disposition of Advice Letters by electronic means rather than by hard copy in the regular mail, and will no longer be returning hard copies of approved tariff pages to the utilities. More information: <http://www.cpuc.ca.gov/static/documents/energvaldispositionchange.pdf>.

San Diego Office Closes

The Commission's San Diego Office will be closing permanently effective June 22, 2007 and will no longer be able to accept hand-delivered filings. Documents may be filed electronically on the Commission's website at <http://www.cpuc.ca.gov/static/efiling.htm>. In the event that you wish to file your document in hard copy, rather than electronically, documents should be taken directly to the Commission's lobby or mailed to the Commission's Docket Office in San Francisco, 505 Van Ness Avenue, San Francisco, California 94102. Only hand-delivered documents will be accepted by the Los Angeles office, 320 West 4th Street, Suite 500, Los Angeles, California.

Central Files Revised Office Hours

Starting May 24, 2004, the Central Files Office will be open for business from 8 a.m. to 12 noon only.

Charge for Commission Documents

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

Commission Resources Available for Rental

The auditorium, hearing rooms, and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, California, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

PUBLIC MEETINGS & WORKSHOP NOTICES**Workshop Notice: Energy Efficiency Evaluation Reporting Tools (R.06-04-010)**

October 29, 2009 10 am - 2 pm	Webinar and Conference Call Call-in number: 1-866-812-4996, Pass code: 6404767
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This is a follow up to the September 3, 2009 public workshop introducing parties to the Evaluation Reporting Tools (ERT) that will be used for calculating the final 2006-2008 Energy Efficiency Portfolio savings.

AGENDA

Introduction; Rules; Demonstration; Timeline; and Next Steps.

TO JOIN THE WEBINAR:

1. Go to: https://www2.gotomeeting.com/en_US/webinar/island/joinAWebinar.tmpl
2. Enter Webinar ID: 482-426-979
3. You'll be asked to provide an email address, as well as your name.

For questions about this workshop, please contact Carmen Best at CBE@cpuc.ca.gov, (415) 703-1797, or George Tagnipes at JST@cpuc.ca.gov (415) 703-2451 (draft verification report).

Public Meeting Notice: CPUC En Banc Hearings

November 2, 2009 9 am - 2:30 pm	Ronald Reagan State Building Auditorium 300 South Spring Street Los Angeles
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The California Public Utilities Commission will host its sixth annual public en banc on supplier diversity. The purpose of this en banc is to report on the diversity programs of the state's regulated utilities and to hear from diverse suppliers about program issues.

Members of the State legislature, utility executives, and other distinguished guests will attend.

Due to our [full agenda](#) and time constraints, if you would like to make a public comment at the en banc please submit your request by October 15, 2009, to Roland Esquivias at roe@cpuc.ca.gov or 415-703-2212.

If you plan to attend and need specialized accommodations, please request them from the Public Advisor's Office at least three business days in advance of the meeting. Public.advisor@cpuc.ca.gov or 1-866-849-8390.

Public Workshop Notice: The Strategic Lighting Plan Energy Division 2nd Workshop

November 05, 2009 9:30 am - 4 pm	Finelite, Inc. 30500 Whipple Road
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Union City

The Strategic Lighting Plan Energy Division workshops will be comprised of lighting stakeholders across California and focused on creating a 10-year strategic plan for lighting (SLP). Energy Division's SLP workshops are likely to address research and development, marketing and education, safe disposal/environmental concerns, as well as market transformation and a variety of other issues. For additional information about the workshop, contact: Kristina Skierka at Kristina.skierka@cpuc.ca.gov or 415-703-1184.

Public Meeting Notice: Low Income Oversight Board (LIOB)

<p>November 9, 2009 10 am – 3 pm</p>	<p>Milton Marks Conference Center Judicial Council of California, Monterey Conference Room 455 Golden Gate Avenue San Francisco</p> <p>Teleconference Information: 1-866-675-0748 Pass code: 657138 #</p>
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LIOB MEETING AGENDA:

The meeting agenda consist of eight (8) items: 1) Welcome and Introductions—Jason Wimbley, LIOB Chair & Dian M. Grueneich, Commissioner, California Public Utilities Commission, Introduction of newly appointed Board Members (20 minutes) Standing Item; 2) Public Comments—Facilitated by Board Chair (20 minutes), Informational Item; 3) CARE Activities to Address the Impacts of the Economic Crisis—Kelly Hymes, CPUC (20 minutes), Discussion/ Standing Item; 4) Utilities' Reports—Utility Representatives , Update: Implementation of 09-11 Budget Applications, Number of enrolled LIEE households vs. LIEE Goal, Service Termination Increases, Door-to-Door Visits (40 minutes) Discussion/Standing Items; 5) Update: Recent and Upcoming CARE/LIEE Activities—Sarita Sarvate, CPUC Energy Division (10 minutes) Standing Item; 6) Update: Commission Issues Affecting Low Income Communities, Water Utilities' Issues—Carolina Contreras, CPUC Water Division , LifeLine Telephone Program—Kelly Hymes, CPUC, Low Income and Clean Energy Legislation—Sarita Sarvate, CPUC Energy Division (20 minutes) Standing Items; 7) Reports from LIOB Subcommittee Chairs on 2009 Strategic Objectives, Recommendations from Legislative Subcommittee – Board Members Jose Hernandez and Janine Scancarelli – Action Item , Identifying New Collaboration & Leveraging Activities—Board Members Jason Wimbley and Commissioner Dian Grueneich, Update: Stimulus Funding, Workforce Education and Training for LIEE—Board Member Jose Hernandez, Evaluation/M Measurement—Board Members Faith Bautista and Gene Rodrigues, Marketing & Outreach Efforts—Board Members Gene Rodrigues and Faith Bautista (75 minutes – 15 minutes each), Standing Items; and 8) Approval of Prior Minutes/Date & Agenda for Next Meeting—Sarita Sarvate, CPUC Energy Division (10 minutes) Standing Item.

MEETING INFORMATION

This is a public meeting. Interested parties may attend in person or via teleconference. The location is wheelchair accessible. For directions and any other information, please call Zaida Amaya (zca@cpuc.ca.gov) at (916) 324-8684. Participants who wish to use the teleconference service should refrain from making additional sounds such as music on hold and background noises, as they interfere with the meeting. Please use the mute function on your phone if available or disconnect from the call and reconvene at a more convenient time.

Public Workshop Notice: Demand Response Measurement and Evaluation Committee (DRMEC) Workshop on Process Evaluations

<p>November 10, 2009 10 am - 4 pm</p>	<p>California Energy Commission 1516 Ninth Street, Hearing Room A Sacramento</p> <p>Teleconference Information: WebEx, the Energy Commission's on-line meeting service Please dial: 1-866-469-3239 Pass code: 923 805 255 #</p>
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CPUC decision D.09-08-027 directs the DRMEC to conduct an annual public workshop presenting the results of demand response evaluations conducted under the DRMEC's oversight. This is the first of two workshops and will cover demand

response program process evaluations; the second workshop, during early 2010, will cover demand response program load impact evaluations.

MEETING AGENDA

1) Welcome – Jeremy Welland (10 min); 2) Introduction - David Hungerford (15 min); 3) Presentations and Question/Answer Period, (20 min presentation with 15 min Q/A ea): a) Flex Alert Program and b) Air Conditioner Cycling Programs; 4) Lunch break on your own (75 min); 5) Continuation of Presentations and Q/A: c) Statewide Aggregator Programs, d) Critical Peak Pricing and Base Interruptible Programs, and e) Technical Assistance and Technical Incentive Programs.

This is a public meeting. Interested parties may attend in person or via teleconference. The location is wheelchair accessible. For directions and any other information, please call Margaret Sheridan Msherida@energy.state.ca.us at (916) 651-9077.

TELECONFERENCE INFORMATION

Participants who wish to use the teleconference service should refrain from making additional sounds such as music on hold and background noises, as they interfere with the meeting. Please use the mute function on your phone if available or disconnect from the call and reconvene at a more convenient time.

COMPUTER LOGON WITH A DIRECT PHONE NUMBER

Please go to <https://energy.webex.com> and enter the unique meeting number 923 805 255

When prompted, enter your information and the following meeting password: meeting@10.

After you login, a prompt will appear on-screen for you to provide your phone number. In the Number box, type your area code and phone number and click OK to receive a call back on your phone for the audio of the meeting. International callers can use the "Country/Region" button to help make their connection.

COMPUTER LOGON FOR CALLERS WITH AN EXTENSION PHONE NUMBER, ETC

Please go to <https://energy.webex.com> and enter the unique meeting number 923 805 255.

When prompted, enter your information and the following meeting password meeting@10.

After you login, a prompt will ask for your phone number. **CLICK CANCEL.**

Instead call 1-866-469-3239 (toll-free in the U.S. and Canada). When prompted, enter the meeting number above and your unique Attendee ID number which is listed in the top left area of your screen after you login. International callers can dial in using the "Show all global call-in numbers" link (also in the top left area).

TELEPHONE ONLY (NO COMPUTER ACCESS)

Call 1-866-469-3239 (toll-free in the U.S. and Canada) and when prompted enter the unique meeting number above.

International callers can select their number from <https://energy.webex.com/energy/globalcallin.php>

If you have difficulty joining the meeting, please call the WebEx Technical Support number at 1-866-229-3239. Please be aware that the meeting's WebEx audio and on-screen activity may be recorded.

Public Workshop Notice: to Develop Standard Rules And Procedures for Regulated Water And Sewer Utilities Governing Affiliate Transactions And The Use Of Regulated Assets For Non-Tariffed Utility Services (Rulemaking 09-04-012)

<p><i>November 12, 2009</i> 9:30 am – 5 pm</p> <p><i>and</i></p> <p><i>November 13, 2009</i> 9:30 am – 5 pm</p>	<p><i>California Public Utilities Commission</i> 505 Van Ness Avenue, Commission Courtyard Room (Corner of Van Ness Avenue and McAllister Street) San Francisco</p>
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The Commission Staff will hold a two-day workshop to discuss the issues raised in Rulemaking 09-04-012 and in comments submitted by the parties. These discussions should have the following main goals in mind:

- Find areas of initial agreement among the parties.
- Find areas of potential agreement and explore these areas.
- Propose language and rules for these areas of agreement that also satisfy the Commission's goals as stated in the OIR and the comments.
- Identify areas or issues that need to be litigated or handled through alternative dispute mediation mechanisms.

Questions regarding this workshop should be directed to the following Staff members:

Jack Fulcher jef@cpuc.ca.gov - 415-703-1711, Kerrie Evans kke@cpuc.ca.gov - 415-703-2811

Public Workshop Notice: California Solar Initiative (CSI) RD&D Program Forum - California Solar Initiative Research, Development and Demonstration Plan, Program Strategy Workshop

November 18, 2009 1:30 pm – 3:30 pm	Pacific Energy Center 851 Howard St San Francisco
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FORUM INFORMATION:

The CSI Program Forum was established to provide an ongoing opportunity for public stakeholders to identify and discuss top priority issues related to the administration and implementation of the PUC's portion of the CSI program.

This stakeholder workshop is an opportunity to offer feedback on the progress of the Research Development and Demonstration (RD&D) Plan to-date and also to make recommendations for the future. Questions to be addressed at the workshop include:

- Have the solicitations focused appropriately on the goals of the program and in the needed timeframes?
- Are the solicitations responsive to marketplace needs and processes?
- Is there appropriate leveraging of CSI Solar RD&D Program funding?

Join the CSI RD&D Program Administrator (Itron, Inc.) and CPUC as they host the first CSI RD&D Program Strategy Workshop at PG&E's Pacific Energy Center.

To learn more about the CSI RD&D Plan, please click here: <http://www.cpuc.ca.gov/PUC/energy/Solar/rdd.htm>

Workshop Notice: A.04-09-019 (Phase 2) - In the Matter of the Application of California-American Water Company for a Certificate of Public Convenience and Necessity to Construct and Operate its Coastal Water Project to Resolve the Long-Term Water Supply Deficit in its Monterey District and to Recover All Present and Future Costs in Connection There with in Rates (U210W)(Updated as of 10/23/09)

November 20, 2009 (NEW DATE) 10 am – 5 pm	California Public Utilities Commission 505 Van Ness Avenue, Commission Courtyard Room (Corner of Van Ness Avenue and McAllister Street) San Francisco
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The workshop in the above-entitled matter will be held before Administrative Law Judge Angela K. Minkin. If you have questions about the workshop date, time, or place, call the Calendar Clerk at (415) 703-1203.

Workshop Notice: Implementation of the Net Energy Metering (NEM) Cost-Benefit Evaluation per Public Utilities (PU) Code 2827(c)(4) and the Cost-Benefit Evaluation of the California Solar Initiative (CSI) per Commission Decision (D.)09-08-026

November 20, 2009 1 pm – 4 pm	California Public Utilities Commission 505 Van Ness Avenue, Commission, Main Auditorium (Corner of Van Ness Avenue and McAllister Street) San Francisco
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WORKSHOP INFORMATION:

The CPUC is required to submit a cost-benefit evaluation of the NEM program to the Legislature by January 1, 2010. In addition, the CPUC has established a methodology for assessing the costs and benefits of distributed generation programs like the CSI. Since the two evaluations are closely related, the CPUC has selected a single contractor, E3 Inc., to carry out both studies and they will be describing their approach and analysis. The main focus will be on the NEM analysis, as that is due to be complete first, but will also provide stakeholders a preview of the analysis planned for CSI cost-effectiveness. This workshop will give stakeholders the opportunity to examine the details of our evaluation approach before the reports are finalized.

Agenda and presentations will be announced.

Universal Lifeline Telephone Service Administrative Committee Meeting

December 10, 2009 1 pm – 4 pm	California Public Utilities Commission 505 Van Ness Avenue, Courtyard Room (Corner of Van Ness Avenue and McAllister Street)
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San Francisco

Call-in Number: (866) 741-9705, Pass-code: 6691236 #

AGENDA:

1. Introduction; 2. Approval of minutes; 3. Contract Reports; 4. Fiscal Report; 5. CAB Report; 6. ULTS Budget – 2010/2011; 7. Legal Liaison Report; 8. Public comments; 9. Communications Division Liaison Report; 10. ULTS-AC Annual Report status; 11. ULTS-AC Report; 12. ULTS-AC vacancy update; 13. Future meeting date and location; and 14. Adjournment.

**NOTICE OF DRAFT RESOLUTIONS
(Pursuant to PU Code § 311(g))**

The Executive Division has prepared **Alternate Resolution ALJ-238** for the next Commission Agenda. Resolution ALJ-238 in the matter of the Appeal of Air Ride Moving & Storage of Citation FC-252, affirms, in part, and amends, in part, pursuant to Resolution ALJ-187. Unlike the proposed resolution, the Alternate orders Air Ride to refund the full amount due to the customer under the Commission's regulations, \$2,641, and fines Air Ride \$500. This closes the proceeding. Any comments should be directed to Administrative Law Judge Ryerson at ydr@cpuc.ca.gov and Commissioner Bohn's advisor, Lindsay Brown, at lmb@cpuc.ca.gov.
http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108363.htm

The Energy Division has prepared **Resolution E-4268** for the October 29, 2009 Commission Agenda. The Resolution approves with modifications PG&E's request for authorization to disburse up to \$57.3 million from the Humboldt Bay Power Plant Unit 3 for specific projects in preparation for decommissioning. The Energy Division emailed the notice for this draft resolution to parties in the service list. Any questions or comments should be directed to:

Eric Greene
Energy Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
Email: eg1@cpuc.ca.gov

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/107588.htm

The Energy Division has prepared **Resolution E-4281** for the October 29, 2009 Commission Meeting. The Resolution denies San Diego Gas & Electric Company's request to establish a Pole Attachment Communication Maintenance Memorandum Account. The Energy Division emailed the notice for this draft resolution to parties in the service list. Any questions or comments should be directed to:

Werner Blumer
Energy Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
Fax: 415-703-2200
Email: wmb@cpuc.ca.gov

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/107860.DOC

NOTICE OF RESOLUTION AUTHORIZING PUBLIC DISCLOSURE OF INVESTIGATION RECORDS

Resolution L-386 authorizes disclosure of records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of the derailment of San Francisco Municipal Transit Agency Cable Car # 12 that occurred on July 13, 2008. Draft Resolution L-386 will be on the agenda at the Commission's October 29, 2009 meeting. The Commission may then vote on the resolution or it may postpone a vote until later. The Commission may adopt all or part of L-386, amend or modify it, or set it aside and prepare a different resolution.

On October 19, 2009, the draft resolution was circulated to the Resolution L-386 service list, pursuant to California Public Utilities Code § 311(g) and Rule 14.2(c)(2) of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at www.cpuc.ca.gov.

Interested parties may file comments on the draft resolution. (Rule 14.6 (c)(7).) The original and two copies must be filed with the Legal Division by October 26, 2009, at the address set forth below. Commenters must also serve comments on the service list. Commenters may send copies of comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution. Parties may view comments at the Commission's San Francisco Office.

An original and two copies of the comments, with a certificate of service, should be submitted to:

Berlina Gee, Legal Analyst
Legal Division
California Public Utilities Commission
505 Van Ness Avenue, Room 5040
San Francisco, CA 94102-3298
Telephone: 415-703-3942
E-mail: bwg@cpuc.ca.gov

The Communications Division has prepared **Resolution T-17231** for the October 29, 2009 Commission meeting, regarding the application of TC Telephone LLC for eligible telecommunications carrier (ETC) status. The resolution approves limited ETC status for TC Telephone LLC. The comment period for this resolution has been waived pursuant to PU Code § 311(g)(2).

Contact person: Michael Evans (415) 703-2438 or mde@cpuc.ca.gov

The Web link is:

http://docs.cpuc.ca.gov/PUBLISHED/AGENDA_RESOLUTION/108527.htm

The Communications Division has prepared **Resolution T-17235** for the October 29, 2009, Commission Agenda. This Resolution denies the request of TracFone Wireless, Inc. (U-4231-C) (TracFone) to be designated as an Eligible Telecommunication Carrier (ETC) for the purpose of receiving federal Lifeline support. The Commission finds that it is not in the public interest to designate as an ETC a telephone carrier that: (a) has failed to pay - and refuses to pay - public purpose program surcharges and user fees on its non-subsidized California intrastate revenue; and (b) argues that it does not have to pay such fees because it is not a public utility. The Commission also directs Communications Division (CD) to prepare an Order Instituting Investigation and Order to Show Cause why TracFone should not be ordered to pay all outstanding user fees and surcharges, and penalized for its violation of the statutes, rules, and orders requiring such payment. The Communications Division e-mailed the Notice of Availability letter for this resolution to parties in accordance with PU Code Section 311(g)(1). Any questions or comments should be directed to:

Llela Tan-Walsh
Communications Division
California Public Utilities Commission
505 Van Ness Ave.
San Francisco, Ca 94102 or (415) 703-5213

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/107756.htm

The Communications Division has prepared **Resolution T-17148** for the October 29, 2009 Commission Meeting re approval of Private Industry Council of Butte County petition filed with the Executive Director on June 23, 2009. The resolution approves the Private Industry Council of Butte County's petition to be the sole provider of 2-1-1 services for Nevada County. Comments should be directed to Katherine Morehouse, ksm@cpuc.ca.gov.

The web link is: http://docs.cpuc.ca.gov/PUBLISHED/AGENDA_RESOLUTION/108323.htm.

The Energy Division has prepared **Resolution E-4277** for the November 20, 2009 Commission Meeting. This Resolution approves cost recovery for San Diego Gas & Electric Company's renewable energy power purchase agreement with NaturEner Rim Rock Wind Energy, LLC. The agreement is approved without modifications. The Energy Division emailed the notice for this draft resolution to parties in the service lists.

Any questions or comments should be directed to Cheryl Lee at cnl@cpuc.ca.gov

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108730.htm

The Energy Division has prepared **Resolution E-4285** for the November 20, 2009 Commission Meeting. This Resolution approves cost recovery for all RPS-eligible deliveries from two PG&E short-term renewable energy power purchase agreements with PacifiCorp. The agreements are approved with modifications.

Any questions or comments should be directed to Cheryl Lee at cnl@cpuc.ca.gov

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108739.htm

The Energy Division has prepared **Resolution E-4286** for the November 20, 2009 Commission Meeting. This Resolution approves cost recovery for a power purchase agreement resulting from bilateral negotiations between PG&E and Solaren Corporation, pursuant to California's renewables portfolio standard (RPS) program. The PPA is approved with conditions. The Energy Division emailed the notice for this draft resolution to parties in the service lists.

Any questions or comments should be directed to Sean Simon at svn@cpuc.ca.gov

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108742.htm

NOTICE OF RESOLUTION AUTHORIZING PUBLIC DISCLOSURE OF INVESTIGATION RECORDS

Draft **Resolution L-384** authorizes disclosure of records of the California Public Utilities Commission Consumer Protection and Safety Division's investigation of a train-pedestrian incident that occurred on April 19, 2008, at the San Bruno Caltrain station in San Bruno, California, CPUC Crossing Number 105E-11.60-D, FRA/DOT Crossing Number 922713E. Draft Resolution L-384 will be on the agenda at the Commission's November 20, 2009 meeting. The Commission may then vote on the resolution or it may postpone a vote until later. The Commission may adopt all or part of L-384, amend or modify it, or set it aside and prepare a different resolution. On October 19, 2009, the draft resolution was circulated to the Resolution L-384 service list, pursuant to California Public Utilities Code § 311(g) and Rule 14.2(c)(2) of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at www.cpuc.ca.gov.

Interested parties may file comments on the draft resolution, and may file replies to comments. (Rule 14.5) The original and two copies must be filed with the Legal Division by November 10, 2009, at the address set forth below. Reply comments must be filed by November 16, 2009. Commenters must also serve comments and reply comments on the service list. Commenters may send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. Parties may view comments at the

Commission's San Francisco Office.

An original and two copies of the comments, with a certificate of service, should be submitted to:

Fred N. Harris, Legal Counsel
Legal Division
California Public Utilities Commission
505 Van Ness Avenue, Room 5040
San Francisco, CA 94102-3298
Telephone: 415-355-5583
E-mail: fnh@cpuc.ca.gov; jva@cpuc.ca.gov; ijb@cpuc.ca.gov

The Energy Division has prepared Draft **Resolution O-0050** for the November 20, 2009 Commission Meeting. Chevron Pipeline Company (CPL) requests authority to remove the New Kettleman Station Truck Unloading Facility from CPL's public utility accounts and further authority to transfer ownership to an unregulated affiliate. Any questions or comments should be directed to:

Richard Myers and Jack Fulcher
Email: ram@cpuc.ca.gov and jef@cpuc.ca.gov

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108619.htm

The Consumer Protection and Safety Division has prepared Draft **Resolution ST-105** for the November 20, 2009 Commission Meeting. The resolution grants approval of Angels Flight Railway Company's (AFRC) System Safety Program Plan (SSPP). General Order 164-D requires each rail transit agency obtain Commission approval of its initial SSPP before it begins revenue operations. The AFRC SSPP is a document that details AFRC's safety policies, objectives, responsibilities, and procedures. Any questions or comments should be directed to Noel Takahara at nst@cpuc.ca.gov.

The web link is

http://docs.cpuc.ca.gov/PUBLISHED/AGENDA_RESOLUTION/108670.htm

The Consumer Protection and Safety Division has prepared Draft **Resolution ST-106** for the November 20, 2009 Commission Meeting. The resolution grants approval of Angels Flight Railway Company's (AFRC) System Security Plan (SSP). General Order 164-D requires each rail transit agency obtain Commission approval of its initial SSP before it begins revenue operations. The AFRC SSP is a document that details AFRC's security policies, objectives, responsibilities, and procedures. Any questions or comments should be directed to Noel Takahara at nst@cpuc.ca.gov.

The web link is

http://docs.cpuc.ca.gov/PUBLISHED/AGENDA_RESOLUTION/108672.htm

The Consumer Protection and Safety Division has prepared Draft **Resolution ST-107** for the November 20, 2009 Commission Meeting. This resolution grants Los Angeles County Metropolitan Transportation Authority's request for a variance to General Order 143-B, Section No. 9.06 c (2) Side Clearance requirements along the Metro Gold Line Eastside Extension (MGLEE) alignment between Lorena Street and Indiana Avenue for the installation of a fence to prevent pedestrians illegally crossing the MGLEE right-of-way. Any questions or comments should be directed to Howard Huie at hkh@cpuc.ca.gov.

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/AGENDA_RESOLUTION/108674.htm

The Consumer Protection and Safety Division has prepared Draft **Resolution SX-94** for the November 20, 2009 Commission Meeting. This resolution grants the City of Sacramento's request for continuing an existing impaired overhead railroad clearance pursuant to General Order 26-D, Section 15 –Lesser Clearances Lawfully Created Prior to the Effective

Date of This Order. The continuation of the impaired clearance is necessary due to a need to shift tracks slightly at the identified location and an inability to bring the location to current standards without replacement of the entire railroad bridge structure. The owning railroad, Union Pacific Railroad, has indicated it has no objections to continuance of the existing condition. Any questions or comments should be directed to David Stewart at atm@cpuc.ca.gov.

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/AGENDA_RESOLUTION/108675.htm

The Communications Division has prepared **Resolution T-17236** for the November 20, 2009 Commission Meeting regarding approval of funding for the Ponderosa Cablevision Auberry project, from the California Advanced Services Fund (CASF), Amounting to \$405,613. The Communications Division e-mailed the Notice of Availability letter for this resolution to parties in accordance with PU Code Section 311(g)(1). Instructions and timelines on the filing of opening and reply comments as well as the service list for this resolution are included in the Notice of Availability. Any questions should be directed to Alex Koskinen at alk@cpuc.ca.gov.

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108707.htm

The Communications Division has prepared **Resolution T-17237** for the November 20, 2009 Commission Meeting regarding approval of funding for the CASF Grant Application of Siskiyou Telephone Company (U1017C), from the California Advanced Services Fund (CASF) Amounting to \$2,621,824 for the Seiad Underserved Broadband Project. The Communications Division e-mailed the Notice of Availability letter for this resolution to parties in accordance with PU Code Section 311(g)(1). Instructions and timelines on the filing of opening and reply comments as well as the service list for this resolution are included in the Notice of Availability. Any questions should be directed to Alex Koskinen at alk@cpuc.ca.gov.

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108715.htm

The Communications Division has prepared **Resolution T-17238** for the November 20, 2009 Commission Meeting regarding approval of funding for the Sea Ranch project of Verizon California, Inc. (U1002C) from California Advanced Services Fund (CASF) Amounting to \$658,840. The Communications Division e-mailed the Notice of Availability for this resolution to parties in accordance with PU Code Section 311(g)(1). Instructions and timelines on the filing of opening and reply comments as well as the service list for this resolution are included in the Notice of Availability. Any questions should be directed to Angel Ahsam at aba@cpuc.ca.gov.

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108779.htm

The Communications Division has prepared **Resolution T-17240** for the November 20, 2009 Commission Meeting regarding approval of funding for the University Corporation at Monterey Bay Central Coast Broadband Consortium Middle Mile Project from the California Advanced Services Fund (CASF) Amounting to \$4,975,009. The Communications Division e-mailed the Notice of Availability letter for this resolution to parties in accordance with PU Code Section 311(g)(1). Instructions and timelines on the filing of opening and reply comments as well as the service list for this resolution are included in the Notice of Availability. Any questions should be directed to Angel Ahsam at aba@cpuc.ca.gov.

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108777.htm

The Communications Division has prepared **Resolution T-17242** for the November 20, 2009 Commission Meeting regarding approval of funding for the Nevada County Economic Resource Council from California Advanced Services

Fund (CASF) Amounting to \$1,312,747. The Communications Division e-mailed the Notice of Availability letter for this resolution to parties in accordance with PU Code Section 311(g)(1). Instructions and timelines on the filing of opening and reply comments as well as the service list for this resolution are included in the Notice of Availability. Any questions should be directed to Chari Worster at ma1@cpuc.ca.gov.

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108754.htm

The Consumer Protection and Safety Division has prepared **Resolution TL-19097** for the November 20, 2009 Commission Meeting. The resolution extends for one year the authority granted to vessel common carriers to adjust their fares and rates without specific approval of the Commission and reduces the authorized “zone of reasonableness” from 30% to 20%. Any comments or questions should be directed to:

Paul Wuerstle, Manager
CPSD – Transportation Enforcement Branch
California Public Utilities Commission
505 Van Ness Avenue, 2nd Floor
San Francisco, CA 94102
Telephone: (415) 703-2183
E-mail: pwu@cpuc.ca.gov

The Web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108407.htm

The Division of Water and Audits has prepared **Resolution W-4802** for the November 20, 2009 Commission Meeting which approves Rogina Water Company's request for a general rate increase. Any questions or comments should be directed to Moises Chavez at mcv@cpuc.ca.gov

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108771.htm

The Division of Water and Audits has prepared **Resolution W-4803** for the November 20, 2009 Commission Meeting which approves California American Water Company's request in its various advice letters to establish tariff schedules for Staged Water Conservation and Rationing Plan with modifications. Any questions or comments should be directed to Terence Shia at ts2@cpuc.ca.gov

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108769.htm

The Division of Water and Audits has prepared **Resolution No. W-4804** for the November 20, 2009 Commission Meeting which approves Del Oro Water Company's Advice Letter 241-C and adopts tariff Schedule 14.1-RI, as modified. Any questions or comments should be directed to Martin Bragen at mrb@cpuc.ca.gov

The web link is:

http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/108761.htm

NEW FILINGS

NONE

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

PROPOSED DECISIONS * ALTERNATES * PRESIDING OFFICER'S DECISIONS * ARBITRATOR'S REPORTS

NONE

ADVICE LETTER FILINGS

NONE

**MISCELLANEOUS TRANSPORTATION ITEMS
Filings with Consumer Protection and Safety Division**

NONE

MISCELLANEOUS COMMUNICATIONS MATTERS

NONE

TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS - NONE

CHANGES TO HEARING CALENDAR

NEW SETTINGS

1/22/10
12:00 noon
ALJ Barnett

C.09-10-027 (ECP) – Howard I. Fried and Elaine J. Fried, Complainants, vs. Pacific Bell Telephone Company, dba, AT&T California (U1001C), Defendant,
Junipero Serra State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA

RESETTINGS - NONE

REMOVALS FROM CALENDAR - NONE

HEARINGS CONTINUED

ALJ Wong **A.08-06-006** - Application of Southern California Gas Company (U 904 G) and San Diego Gas & Electric Company (U 902 G) to Expand Existing Off-System Delivery Authority,
Evidentiary Hearing held and continued to October 29

HEARINGS CONCLUDED

ALJ Sullivan **A.09-04-008** - Application of Southern California Edison Company (U338E) For Authorization to Recover Costs Necessary to Co-Fund a Feasibility Study of a California IGCC with Carbon Capture and Storage,
Public Participation Hearing in Bakersfield held and concluded

HEARINGS

Dates in parentheses following the word “also” are subject to change without notice. The assigned Commissioner’s name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

(PHC) = Prehearing Conference

(EH) = Evidentiary Hearing

(PPH) = Public Participation Hearing

(IAM) = Initial Arbitration Meeting

(AH) = Arbitration Hearing

(APPEAL) = Appeal Hearing of General Order 156

(ECP) = Expedited Complaint Procedure

(OSC) = Order to Show Cause

(WS) = Workshop

(FPH) = Full Panel Hearing

(FOA) = Final Oral Argument

(CITATION) = Appeal Hearing of Citation

(CA) = Closing Argument

(LM) = Law & Motion

(OA) = Oral Argument

(STC) = Status Conference

(DC) = Discovery Conference

10/29/09
9:00 a.m.
ALJ Wong
Comr Simon
A.08-06-006 (EH) - Application of Southern California Gas Company (U 904 G) and San Diego Gas & Electric Company (U 902 G) to Expand Existing Off-System Delivery Authority,
Commission Courtroom, San Francisco
(Also October 30)

10/29/09
10:00 a.m.
ALJ Fukutome
Comr Simon
A.09-04-002 (EH) - Application of Southern California Edison Company (U338E) for a Commission finding that its Procurement-Related and Other Operations for the Record Period January 1 through December 31, 2008 complied with its Adopted Procurement Plan; for Verification of its Entries in the Energy Resource Recovery Account and Other Regulatory Accounts; and for Recovery of \$35.796 Million Recorded in Four Memorandum Accounts,
Commission Courtroom, San Francisco
(Also October 30 and November 2)

10/29/09
10:00 a.m.
ALJ Walwyn
Comr Bohn
A.09-08-004 (PHC) - In the Matter of the Application of Golden State Water Company (U133W) for authority to implement corrective measures for water quality and fluoridate the water in the Bay Point Customer Service Area and to increase rates by \$611,669 or 9.90% in Year 1, \$609,588 or 9.86% in Year 2 and \$25,739 or 0.42% in Year 3,
Commission Courtroom, San Francisco

10/29/09
1:30 p.m.
ALJ Barnett
C.09-08-017 (ECP) - Christopher Douglas, Complainant, vs. Pacific Gas and Electric Company (U39E), Defendant,
Commission Courtroom, San Francisco

- 11/2/09**
10:00 a.m.
ALJ Rochester
Comr Bohn
- A.09-01-013 (EH)** - Application of California-American Water Company (U210W) for Authorization to increase its Revenues for Water Service in its Larkfield District by \$648,100 or 23.38% in the year 2010; and by \$140,200 or 4.07% in the year 2011 and to increase its Revenues for Water Service in its Los Angeles District by \$7,886,200 or 41.29% in the year 2010; and \$1,100,000 or 4.09% in the year 2011 and to increase its Revenues for Water Service in its Sacramento District by \$17,537,800 or 51.29% in the year 2010; and \$5,339,800 or 10.25% in the year 2011, and
A.09-05-008 - In the matter of the Application of California-American Water Company (U 210 W) for an Order Authorizing the Adjustment of the Dry Creek Special Facilities Fees within a portion of the West Placer Service Area of the Sacramento District, and
A.09-07-002 - In the Matter of the Application of California-American Water Company (U210W) for an Order Authorizing a Balancing Account to Track and Recover the Increased Pension and Other Post-Employment Benefits Costs Incurred Due to the Severe Downturn in the Financial Markets,
Commission Courtroom, San Francisco
(Also November 3 – 6)
- 11/4/09**
10:00 a.m.
ALJ Darling
- GO 156 2009-12 (TELEPHONIC - PHC)** - In the Matter of the Appeal under General Order 156 filed by **Genesis Power Incorporated,**
Administrative Law Judge's Office, San Francisco
- 11/9/09**
10:00 a.m.
ALJ McKenzie
Comr Chong
- C.08-03-001 (EH)** - Pacific Bell Telephone Company d/b/a AT&T California (U1001C), Complainant, vs. O1 Communications, Inc. (U6065C), Defendant,
Commission Courtroom, San Francisco
(Also November 10, 12, and 13)
- 11/12/09**
10:00 a.m.
ALJ O'Donnell
Comr Peevey
- A.09-05-018 (EH)** - Application of San Diego Gas & Electric Company (U 902-E) for Approval of: (i) Contract Administration, Least Cost Dispatch and Power Procurement Activities in 2008; (ii) Costs Related to those Activities Recorded to the Electric Resource Recovery Account (ERRA) and Transition Cost Balancing Account (TCBA); and entries recorded to the Rate Reduction Bond Memorandum Account (RRBMA),
Commission Courtroom, San Francisco
(Also November 13 at 9:00 a.m.)
- 11/12/09**
11:00 a.m.
ALJ Barnett
- C.09-06-012 (ECP)** - Greg McAllister, Complainant, vs. Verizon California, Inc. (U1002C), Defendant,
San Diego State Office Building, 1350 Front Street, Room B-107, San Diego, CA
- 11/12/09**
11:30 a.m.
ALJ Barnett
- C.09-10-001 (ECP)** - John M. Fiscella, Complainant, vs. Verizon Wireless, LLC dba Verizon Wireless (U3029C), Defendant.
San Diego State Office Building, 1350 Front Street, Room B-107, San Diego, CA
- 11/12/09**
12:00 Noon
ALJ Barnett
- C09-09-006 (ECP)** - Wintergarden Greens Homeowners Association, Complainant, vs. San Diego Gas & Electric Company (U902E), Defendant,
San Diego State Office Building, 1350 Front Street, Room B-107, San Diego, CA
- 11/13/09**
11:00 a.m.
ALJ Barnett
- C.09-05-012 (ECP)** - Ms. Renette King, Complainant, vs. Southern California Gas Company (U904G), Defendant,
Junipero Serra State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA
- 11/13/09**
12:00 Noon
ALJ Barnett
- C09-09-007 (ECP)** - Candace Hollinger, Complainant, vs. New Cingular Wireless PCS, LLC, dba AT& T Mobility (U3060C), Defendant,
Junipero Serra State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA
- 11/13/09**
12:30 p.m.
ALJ Barnett
- C.09-09-011 (ECP)** - Leticia Mejia, Complainant, vs. Southern California Edison Company (U338E), Defendant,
Junipero Serra State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA

- 11/16/09**
10:00 a.m.
ALJ Long
Comr Peevey
A.07-12-029 (EH) - In the Matter of the Application of Southern California Edison Company (U 338-E) for Recovery of Peaker Costs,
Commission Courtroom, San Francisco
(Also November 17 – 20 at 9:30 a.m.)
- 11/16/09**
2:00 p.m.
ALJ Prestidge
Comr Grueneich
C.09-08-021 (PHC) - La Collina Dal Lago, L.P., and Bernau Development Corporation, Complainants, vs. Pacific Bell Telephone Company, dba AT&T California (U1001C), Defendant,
Commission Courtroom, San Francisco
- 11/17/09**
10:00 a.m.
ALJ Bemederfer
Comr Bohn
A.08-09-024 (LM) - Application of San Pablo Bay Pipeline Company LLC for Approval of Tariffs for the San Joaquin Valley Crude Oil Pipeline, and
And Related Matters:
C.08-03-021
C.09-02-007
C.09-03-027
Commission Courtroom, San Francisco
- 11/17/09**
1:30 p.m.
ALJ Mattson
Comr Chong
A.09-10-004 (PHC) - In the Matter of Application of The Siskiyou Telephone Company (U1017C) to Review Intrastate Rates and Charges and Rate of Return for Telephone Service Furnished Within the State of California,
Commission Courtroom, San Francisco
- 11/18/09**
10:00 a.m.
ALJ DeAngelis
Comr Chong
R.09-08-009 (PHC) - Order Instituting Rulemaking on the Commission's own motion to consider alternative-fueled vehicle tariffs, infrastructure and policies to support California's greenhouse gas emissions reduction goals,
Commission Courtroom, San Francisco
- 11/19/09**
10:00 a.m.
ALJ Prestidge
FC-308 (CITATION) - In the matter of the Citation of Denis Marcel Beaudoin II, DBA A Touch of Class Limousine, pursuant to Resolution ALJ-187,
Commission Courtroom, San Francisco
- 11/19/09**
1:00 p.m.
ALJ Barnett
C.09-07-013 (ECP) - Xiaotian Sun, Complainant, vs. Pacific Gas and Electric Company (U39E), Defendant,
Commission Courtroom, San Francisco
- 11/20/09**
10:00 a.m. –
5:00 p.m.
ALJ Minkin
Comr Bohn
A.04-09-019 (Phase 2) (WS) - In the Matter of the Application of California-American Water Company for a Certificate of Public Convenience and Necessity to Construct and Operate its Coastal Water Project to Resolve the Long-Term Water Supply Deficit in its Monterey District and to Recover All Present and Future Costs in Connection Therewith in Rates. (U210W),
Commission Courtyard Room, San Francisco
- 12/2/09**
10:00 a.m.
ALJ Minkin
Comr Peevey
A.09-05-027 (PHC) - In the Matter of the Application of Southern California Edison Company (U338E) for a Certificate of Public Convenience and Necessity for the Eldorado-Ivanpah Transmission Project,
Commission Courtroom, San Francisco
- 12/3/09**
2:00 p.m.
ALJ Prestidge
ALJ Grueneich
C.09-09-016 (PHC) - California Building Industry Association, Complainant, vs. Pacific Bell Telephone Company, d/b/a AT&T California (U1001C), Defendant,
Commission Courtroom, San Francisco

- 12/7/09**
10:00 a.m.
ALJ Kim
Comr Bohn
A.08-08-022 (Phase 1) (EH) - In the Matter of the Golden State Water Company (U133W) for a Certificate of Public Convenience and Necessity to Construct and Operate a Water System in Sutter County, California; and to Establish Rates for Public Utility Water Service in Sutter County, California,
Commission Courtroom, San Francisco
(Also December 8)
- 12/9/09**
10:00 a.m.
ALJ Duda
Comr Peevey
A.09-02-013 (EH) - Application of Pacific Gas and Electric Company for Approval and Recovery of Costs Associated with its Fuel Cell Project. (U39E), and
A.09-04-018 - Application of Southern California Edison Company (U338E) for Authority to Implement and Recover in Rates the Cost of its Proposed Fuel Cell Installation Program for State Universities,
Commission Courtroom, San Francisco
(Also December 10)
- 12/15/09**
10:00 a.m.
ALJ Darling
GO 156 2009-11 (APPEAL) - In the Matter of the Appeal under General Order 156 filed by **Evans Industrial, Inc.,**
City of Orange – City Council Chambers, 300 E. Chapman Avenue, Orange, CA
- 12/17/09**
10:00 a.m.
ALJ Barnett
Comr Peevey
A.09-08-001 (EH) - Application Of Southern California Edison Company (U 338-E) For Approval Of Its Forecast 2010 ERRA Proceeding Revenue Requirement, To Consolidate All Commission-Authorized Revenue Requirements, And To Set Unbundled Rate Components Beginning January 1, 2010,
Commission Courtroom, San Francisco
(Also December 18)
- 1/4/10**
10:00 a.m.
ALJ Minkin
Comr Bohn
A.04-09-019 (Phase 2) (EH) - In the Matter of the Application of California-American Water Company for a Certificate of Public Convenience and Necessity to Construct and Operate its Coastal Water Project to Resolve the Long-Term Water Supply Deficit in its Monterey District and to Recover All Present and Future Costs in Connection Therewith in Rates. (U210W),
Commission Courtroom, San Francisco
(Also January 5 - 8 at 9:00 a.m.)
- 1/19/10**
10:00 a.m.
ALJ Long
Comr Bohn
A.09-05-007 (EH) - Application of Great Oaks Water Company (U162W) for Authority to Establish its Authorized Cost of Capital Pursuant to the Rate Case Plan for Water Utilities,
Commission Courtroom, San Francisco
(Also January 20 – 22 and January 25 – 26)
- 1/19/10**
10:00 a.m.
ALJ Walwyn
Comr Bohn
A.09-09-001 (EH) - In the Matter of the Application of GREAT OAKS WATER CO. (U-162-W) for an Order Authorizing an Increase in Rates Charged for Water Service, increasing the revenue requirement by \$974,069 or 7.29% in 2010, by \$257,925 or 1.80% in 2011 and by \$163,822 or 1.12% in 2012,
Commission Courtroom, San Francisco
(Also January 20 – 22 and January 25 – 26)
- 1/21/10**
11:00 a.m.
ALJ Barnett
C.09-10-007 (ECP) - Estate of Jessie Henderson, by its representatives, Complainant, vs. Bonita Paradise, LLC dba Bonita Paradise Mobilehome Park, Defendant,
San Diego State Office Building, 1350 Front Street, Room B-107, San Diego, CA
- 1/22/10**
11:00 a.m.
ALJ Barnett
C.09-10-002 (ECP) - Teresa Pope, Complainant, vs. Pacific Bell Telephone Company, doing business as AT&T California (U1001C), Defendant,
Junipero Serra State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA
- 1/22/10**
12:00 noon
ALJ Barnett
C.09-10-027 (ECP) – Howard I. Fried and Elaine J. Fried, Complainants, vs. Pacific Bell Telephone Company, dba, AT&T California (U1001C), Defendant,
Junipero Serra State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA

- 1/25/10**
10:00 a.m.
ALJ Wong
Comr Simon
A.09-05-026 (EH) - Application of Pacific Gas and Electric Company to Revise its Gas Rates and Tariffs to be Effective July 1, 2010. U39G,
Commission Courtroom, San Francisco
(Also January 26 – 29 at 9:00 a.m.)
- 2/16/10**
10:00 a.m.
ALJ Reed
Comr Simon
I.09-01-018 (PHC) - Investigation on the Commission's Own Motion into the Operations and Practices of Southern California Edison Company, Cellco Partnership LLP d/b/a Verizon Wireless, Sprint Communications Company LP, NextG Networks of California, Inc. and Pacific Bell Telephone Company d/b/a AT&T California and AT&T Mobility LLC, Regarding the Utility Facilities and the Canyon Fire in Malibu of October 2007,
Commission Courtroom, San Francisco
- 2/23/10**
9:30 a.m. -
4:00 p.m.
ALJ Bemesderfer
Comr Peevey
A.09-05-014 (EH) - Application of SFPP, L.P. for authority, pursuant to Public Utilities Code Section 455.3, to increase its rates for pipeline transportation services within California,
Commission Courtroom, San Francisco
(Also February 24 – 25; March 1 – 4; March 8 – 11; and March 15 – 18)
- 2/24/10**
10:00 a.m.
ALJ Bushey
Comr Bohn
C.08-12-007 (EH) - Richard S. Calone, Complainant, vs. Point Arena Water Works, Inc., a public utility corporation, (U40W), Defendant,
Commission Courtroom, San Francisco
(Also February 25 – 26)
- 3/16/10**
9:30 a.m.
ALJ Bemesderfer
Comr Bohn
A.08-09-024 (PHC) - Application of San Pablo Bay Pipeline Company LLC for Approval of Tariffs for the San Joaquin Valley Crude Oil Pipeline, and
And Related Matters:
C.08-03-021
C.09-02-007
C.09-03-027
Commission Courtroom, San Francisco
- 3/29/10**
9:30 a.m. -
4:00 p.m.
ALJ Bemesderfer
Comr Bohn
A.08-09-024 (EH) - Application of San Pablo Bay Pipeline Company LLC for Approval of Tariffs for the San Joaquin Valley Crude Oil Pipeline, and
And Related Matters:
C.08-03-021
C.09-02-007
C.09-03-027
Commission Courtroom, San Francisco
(Also March 30; April 1; and April 5 – 8)
- 4/26/10**
10:00 a.m.
ALJ Minkin
Comr Bohn
A.09-04-015 (EH) - In the Matter of the Application of California-American Water Company (U210W) for an Order Authorizing the Transfer of Costs Incurred in 2008 for its Long-Term Water Supply Solution for the Monterey District to its Special Request 1 Surcharge Balancing Account,
Commission Courtroom, San Francisco
(Also April 27)
- 4/26/10**
10:00 a.m.
ALJ O'Donnell
Comr Bohn
A.09-07-001 (EH) - In the matter of the application of CALIFORNIA WATER SERVICE COMPANY, (U-60-W), a California corporation, for an order 1) authorizing it to increase rates for water service by \$70,592,000 or 16.75% in test year 2011, 2) authorizing it to increase rates on January 1, 2012 by \$24,777,000 or 5.04% and January 1, 2013 by \$24,777,000 or 4.79% in accordance with the Rate Case Plan, and 3) adopting other related rulings and relief necessary to implement the Commission's ratemaking policies,
Commission Courtroom, San Francisco
(Also April 27 – 30 and May 3 – 7) (Note: Hearing will start at 10:00 a.m. on the 1st day of each week and 9:30 a.m. on the remaining days)

- 7/14/10**
10:00 a.m.
ALJ Weatherford
Comr Bohn
A.09-07-011 (EH) - Application of California Water Service Company (U60W), a California Corporation, for an Order authorizing the Allocation of Net Proceeds from MTBE (methyl tertiary-butyl ether) Groundwater Contamination Litigation,
Commission Courtroom, San Francisco
(Also July 15 – 16)
- 8/16/10**
10:00 a.m.
ALJ Walwyn
Comr Bohn
A.08-05-019 (PHC) - Application of California Water Service Company (U60W) for an order confirming its discontinuance of the ESP program as provided in D.07-12-055, Ordering Paragraph 19, approving accounting for the residual affiliate transaction, and confirming under D.07-12-055, Ordering Paragraph 16 that Applicant's residual services to its affiliate CWS Utility Services comply with applicable law,
A.08-07-004 - Application of California Water Service Company (U60W) for an order modifying Decision 97-12-011 to allow its regulated utility to offer non-tariffed services that qualify under the Commission's excess capacity rules,
Commission Courtroom, San Francisco
- 8/16/10**
10:00 a.m.
ALJ Reed
Comr Simon
I.09-01-018 (EH) - Investigation on the Commission's Own Motion into the Operations and Practices of Southern California Edison Company, Cellco Partnership LLP d/b/a Verizon Wireless, Sprint Communications Company LP, NextG Networks of California, Inc. and Pacific Bell Telephone Company d/b/a AT&T California and AT&T Mobility LLC, Regarding the Utility Facilities and the Canyon Fire in Malibu of October 2007,
Commission Courtroom, San Francisco
(Also August 17 – 20; August 23 – 27; August 30 – September 3; and September 7 – 10)

DECISION AND RESOLUTION SUMMARIES

COMMISSION MEETING OF OCTOBER 15, 2009

Commissioners Present:

Michael R. Peevey, President

Dian M. Grueneich

John A. Bohn

Rachelle B. Chong

Timothy Alan Simon

- | | | |
|--------------------------|-------------|--|
| D09-10-001
10/01/2009 | A.09-07-026 | In the Matter of the Application of Prime Time Ventures, LLC, dba Infostructure for Registration as an Interexchange Carrier Telephone Corporation Pursuant to the Provisions of Public Utilities Code Section 1013. Grants application. Closes proceeding. |
| D09-10-002
10/01/2009 | A.09-07-018 | In the Matter of the Application of BridgeVoice, Inc. for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. Grants application. Closes proceeding. |
| D09-10-003
10/01/2009 | C.08-09-017 | Pacific Bell Telephone Company dba AT&T California (U1001C), Complainant, vs. Pac-West Telecomm, Inc. (U5266C), Defendant. Dismisses with prejudice Case 08-09-017. Closes proceeding. |
| D09-10-004
10/01/2009 | R.08-11-005 | CPUC, Order Instituting Rulemaking to Revise and Clarify Commission Regulations Relating to the Safety of Electric Utility and Communications Infrastructure Provider Facilities. Corrects errors in Decision 09-08-029. |
| D09-10-005
10/02/2009 | A.09-08-010 | In the Matter of the Application of TELUS Communications Company dba TELUS, TCC, TELUS Communications for Registration as an |

		Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. Grants application. Closes proceeding.
D09-10-006 10/05/2009	A.08-06-001 A.08-06-002 A.08-06-003	Application of Southern California Edison Company (U338E) for Approval of Demand Response Programs, Goals and Budgets for 2009-2011. Corrects error in Decision 09-08-027.
D09-10-007 10/07/2009	A.09-01-016 C.09-03-019	Application of Red & White Ferries, Inc. for a Certificate of Public Convenience and Necessity to Establish and Operate Scheduled Vessel Common Carrier Service between Sausalito on the one hand and Fisherman's Wharf Ferry Terminal Pier 43½ on the other hand and to establish a Zone of Rate Freedom. Grants leave to withdraw application and dismisses complaint in consolidated proceeding. Closes both proceedings.
D09-10-008 10/15/2009	I.02-06-003	CPUC, Investigation on the Commission's own motion into the operations, practices, and conduct of Pacific Bell Wireless LLC, dba Cingular Wireless, U3060, U4135, and U4314, and related entities (collectively "Cingular") to determine whether Cingular has violated the laws, rules and regulations of this State in its sale of cellular telephone equipment and service and its collection of an Early Termination Fee and other penalties from consumers. Resolves all outstanding issues and provides closure of reparations funds A and B. Closes proceeding.
D09-10-009 10/15/2009	R.07-09-007	CPUC, Order Instituting Rulemaking to Amend General Order 118 Regarding the Appropriate Size Materials, Including Ballast Rock Used in Railway Switching Yards for Occupational Health and Safety. Amends General Order 118 to include standards for the size of ballast material used on employee walkways in railway switching yards. Closes proceeding.
D09-10-010 10/15/2009	A.08-11-022	In the Matter of the Application of CVT Prepaid Solutions, Inc. for Registration as an Interexchange Carrier Telephone Corporation Pursuant to the Provisions of Public Utilities Code Section 1013. Dismisses application. Closes proceeding.
D09-10-011 10/15/2009	A.09-04-020	In the Matter of the Application of Southern California Edison Company (U338E) for Authority to Lease Available Land on the Walnut-Nogales-Puente Subtransmission Right-of-Way to Logistics Terminals, Inc., a California Corporation. Grants application. Closes proceeding.
D09-10-012 10/15/2009	A.08-05-022 A.08-05-024 A.08-05-025 A.08-05-026	Application of Pacific Gas and Electric Company for Approval of the 2009-2011 Low Income Energy Efficiency and California Alternate Rates for Energy Programs and Budget (U39M). Authorizes Large Investor-Owned Utilities' expenditure of 2010-2011 Low Income Energy Efficiency Marketing, Education and Outreach budgets held in abeyance by Decision 08-11-031.
D09-10-013 10/15/2009	C.06-10-015	Pasadena Avenue Monterey Road Committee, Complainant, vs. Los Angeles County Metropolitan Transportation Authority, the Los Angeles to Pasadena Metro Blue Line Construction Authority, now known as Metro Gold Line Foothill Extension Construction Authority, and the City of South Pasadena, Defendants. Extends statutory

deadline.

D09-10-014 10/15/2009	A.08-02-001	In the Matter of the Application of San Diego Gas & Electric Company (U902G) and Southern California Gas Company (U904G) for Authority to Revise Their Rates Effective January 1, 2009, in Their Biennial Cost Allocation Proceeding. Extends statutory deadline.
D09-10-015 10/15/2009	R.06-02-012	CPUC - Order Instituting Rulemaking to develop additional methods to implement the California Renewables Portfolio Standard Program. Extends statutory deadline.
D09-10-016 10/15/2009	A.07-05-003 A.07-05-007 A.07-05-008	Application of Southern California Edison Company (U338E) for Authorized Cost of Capital for Utility Operations for 2008. Modifies cost of capital mechanism of Decision 08-05-035. Closes all three proceedings.
D09-10-017 10/15/2009	A.09-04-001	Application of Pacific Gas and Electric Company for Approval of a Power Purchase Agreement with Mariposa Energy, LLC (U39E). Adopts All-Party Settlement Agreement. Closes proceeding.
D09-10-018 10/15/2009	A.09-07-019	Application of John W. Richardson as Receiver for the Ponderosa Sky Ranch Water System (U49W) to Sell and Transfer the Water System in Tehama County to Sky View County Water District. Approves application. Closes proceeding.
D09-10-019 10/15/2009	A.09-06-028	Application of Riel Ventures, a California corporation, doing business as Diablo Kid Chauffer for Authority to operate as an on call Passenger Stage Corporation between points along State Route 24 from Orinda, California to Interstate 680 and to and from Pleasant Hill, California along Interstate 680 to Interstate 580 to Livermore, California; and to establish a Zone of Rate Freedom. Grants application. Closes proceeding.
D09-10-020 10/15/2009	R.06-10-006	CPUC, Order Instituting Rulemaking on the Commission's own motion into the application of the California Environmental Quality Act to applications of jurisdictional telecommunications utilities for authority to offer service and construct facilities. Extends statutory deadline.
D09-10-021 10/15/2009	A.09-08-005	Expedited Application of Pacific Gas and Electric Company For Electric Bill Credits Under The Energy Resource Recovery Account Trigger Mechanism (U39E). Grants application as set forth. Closes proceeding.
D09-10-022 10/15/2009	A.07-12-006	Joint Application of San Diego Gas & Electric Company (U902G), Southern California Gas Company (U904G) and Pacific Gas and Electric Company (U39G) to Reallocate the Costs of Natural Gas Public Purpose Programs and Other Mandated Social Programs Among Customer Classes. Awards compensation to the Utility Reform Network for its substantial contributions to Decision 09-03-024.
D09-10-023 10/15/2009	A.08-05-022 A.08-05-024 A.08-05-025 A.08-05-026	Application of Pacific Gas and Electric Company for Approval of the 2009-2011 Low Income Energy Efficiency and California Alternate Rates for Energy Programs and Budget (U39M). Grants intervenor compensation to A World Institute for Sustainable Humanity for substantial contributions to Decision 08-11-031.
D09-10-024	A.06-08-010	In the Matter of the Application of San Diego Gas & Electric Company

10/15/2009		(U902E) for a Certificate of Public Convenience and Necessity for the Sunrise Powerlink Transmission Project. Awards intervenor compensation to Rancho Penasquitos Concerned Citizens for substantial contributions to Decision 08-12-058.
D09-10-025 10/15/2009	A.07-11-011 I.08-01-026	Application of Southern California Edison Company (U338E) for Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2009, and to Reflect That Increase In Rates. Grants intervenor compensation to Disability Rights Advocates for substantial contribution to Decision 09-03-025.
D09-10-026 10/15/2009	A.06-08-010	In the Matter of the Application of San Diego Gas & Electric Company (U902E) for a Certificate of Public Convenience and Necessity for the Sunrise Powerlink Transmission Project. Grants intervenor compensation to Mussey Grade Road Alliance for substantial contribution to Decision 08-12-058.
D09-10-027 10/15/2009	A.08-10-003	Application of San Diego Gas & Electric Company (U902E) for Approval of the Celerity Distributed Generation Supply Contract. Approves application as set forth. Closes proceeding. (President Peevey dissented. Commissioner Grueneich dissented.)
D09-10-028 10/15/2009	A.08-06-034	In the Matter of the Application of Golden State Water Company (U913E) for Authority to Increase Rates for Electric Service by its Bear Valley Electric Service Division. Adopts settlement agreement. Closes proceeding.
D09-10-029 10/15/2009	A.08-05-022 A.08-05-024 A.08-05-025 A.08-05-026	Application of Pacific Gas and Electric Company for Approval of the 2009-2011 Low Income Energy Efficiency and California Alternate Rates for Energy Programs and Budget (U39M). Modifies Decision 08-11-031 and denies rehearing of decision as modified.
D09-10-030 10/21/2009	A.04-12-007 A.04-12-008	In the Matter of the Application of Southern California Edison Company (U338E), for a Certificate of Public Convenience and Necessity concerning the Antelope-Pardee 500 kV (Segment 1) Transmission Project as required by Decision 04-06-010 and as Modified by Subsequent Assigned Commissioner Ruling. Corrects error in Decision 09-09-033.
D09-10-031 10/22/09	A.07-12-006	Joint Application of San Diego Gas & Electric Company (U902G), Southern California Gas Company (U904G) and Pacific Gas and Electric Company (U39G) to Reallocate the Costs of Natural Gas Public Purpose Programs and Other Mandated Social Programs Among Customer Classes. Corrects error in title of Decision 09-10-022.
D09-10-032 10/27/09	(ECP) C.09-09-007	Candace Hollinger, Complainant, vs. New Cingular Wireless PCS, LLC, dba AT&T Mobility (U3060C), Defendant. Dismisses Complaint. Closes Proceeding.
D09-10-033 10/27/09	(ECP) C.09-10-001	John M. Fiscella, Complainant, vs. Verizon Wireless, LLC dba Verizon Wireless (U3029C), Defendant. Dismisses Complaint. Closes Proceeding.
10/15/09	ALJ 176-3242	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. **Approved.**
- E-4262 Advice Letter (AL) 2342-E filed by Southern California Edison Company (SCE) on May 8, 2009, AL 2342-E-A filed by SCE on June 17, 2009, and AL 2342-E-B filed by SCE on August 24, 2009.
PROPOSED OUTCOME:
Approves a new renewables portfolio standard power purchase agreement (PPA) between SCE and Goshen Phase II LLC.
ESTIMATED COST:
Approves cost recovery for a renewable energy PPA.
Actual costs are confidential at this time. **Approved.**
- E-4264 Advice Letter 2357-E filed by Southern California Edison Company on July 1, 2009.
PROPOSED OUTCOME:
Approves cost recovery for a Renewable Portfolio Standard Power Purchase Agreement with PacifiCorp, a MidAmerican Energy Holdings Company.
ESTIMATED COST:
Actual costs of the power purchase agreement are confidential at this time. **Approved.**
- E-4272 PROPOSED OUTCOME:
Adopts the interim Verification Report prepared by the Energy Division to verify the costs and installations of the Investor Owned Utilities' energy efficiency program activities during the 2006-2008 program period.
ESTIMATED COST:
None. **Approved.**
- E-4274 Advice Letter 2365-E Filed by Southern California Edison Company (SCE) on July 22, 2009.
PROPOSED OUTCOME:
Approves SCE's request to deviate from Rules 15 and 16, which require advance payments for Distribution and Service Line Extension, for the Department of Veterans Affairs' Bakersfield National Cemetery Distribution and Service Line Extension project, subject to Federal Acquisition Regulations. The Federal Government's specific "obligated funds" would satisfy the advance requirement.
ESTIMATED COST:
None. **Approved.**
- E-4275 Advice Letter 3488-E, filed by Pacific Gas and Electric Company (PG&E) on July 6, 2009.
PROPOSED OUTCOME:
Approves cost recovery for a power purchase agreement (PPA) resulting from bilateral negotiations between PG&E and Big Valley Power, LLC., pursuant to California's renewables portfolio standard program. Cost recovery for the PPA is approved subject to the parties amending the PPA to eliminate provisions for unbundled renewable energy credit transactions.
ESTIMATED COST:
Actual costs are confidential at this time. **Approved.**

- E-4278 Advice Letter 3457-E filed by Pacific Gas and Electric Company (PG&E) on May 6, 2009.
PROPOSED OUTCOME:
Approves cost recovery for a renewable power purchase agreement (PPA) resulting from bilateral negotiations between PG&E and Puget Sound Energy, Inc. The PPA and associated hedging strategy are approved without modification.
ESTIMATED COST:
Actual costs of this contract are confidential at this time. **Approved.**
- E-4279 Advice Letter 3499-E, filed by Pacific Gas and Electric Company (PG&E) on July 21, 2009.
PROPOSED OUTCOME:
Approves a lease amendment between PG&E and CalPeak, LLC for siting generation on land adjacent to utility substations pursuant to Public Utilities Code Section 851.
ESTIMATED COST:
Not applicable. **Approved.**
- L-383 PROPOSED OUTCOME:
Authorizes disclosure of records of the California Public Utilities Commission Consumer Protection and Safety Division's investigation of an accident involving a Sacramento Regional Transit train that occurred on or about July 24, 2008 near the Watt West stop.
ESTIMATED COST:
None. **Denied.**
- SX-93 PROPOSED OUTCOME:
Recommendation to the California Transportation Commission for increasing funding under the California Public Utilities Code Section 1231.1 to an amount of \$3,850,000 to be set aside in fiscal year 2010-11 for maintaining automatic grade crossing protection devices.
ESTIMATED COST:
None. **Approved.**
- T-17147 PROPOSED OUTCOME:
Approves Kings United Way's (KUW) Application to become 2-1-1 provider for Kings County.
ESTIMATED COST:
No cost to calling party. Expenses for telecommunications services connected with 2-1-1 are included in the fees charged by the information and referral service to KUW. KUW's funding comes from various agencies of Kings County and the Federal Government.
Approved.
- T-17190 PROPOSED OUTCOME:
Supports the Communications' Division rejection of AT&T California's Advice Letter No. 32304.
ESTIMATED COST:
None. **Approved.**
- T-17215 PROPOSED OUTCOME:
Revises the California High Cost Fund-B (CHCF-B) Fund surcharge rate from 0.25% to 0.45% effective on December 1, 2009 and thereafter so that there are sufficient program revenues to cover program expenditures.
ESTIMATED COST:

Increase the CHCF-B Fund surcharge revenue by an estimated \$30 million for the remainder of Fiscal Year (FY) 2009-10 and by about \$46 million for FY 2010-11. **Approved.**

T-17216

PROPOSED OUTCOME:

Approves funds to conduct California Environmental Quality Act (CEQA) review of the Indian Springs School District Project for Rural Telecommunications Infrastructure Grant Program.

ESTIMATED COST:

The estimated cost to conduct the CEQA review is \$327,000.

Approved.

W-4791

PROPOSED OUTCOME:

Authorizes an interim general rate increase.

ESTIMATED COST:

Additional annual revenue of \$126,460 or 36.03% in 2009. **Approved.**

W-4792

PROPOSED OUTCOME:

Authorizes a surcharge for twelve months for recovery of additional legal and other expenses due to Investigation 07-06-020.

ESTIMATED COST:

Recovery of \$175,127.75. **Approved.**

NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))**NONE**
