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## ***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 4<sup>th</sup> 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/](http://www.cpuc.ca.gov/daily_calendar_archive/)

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### **Daily Calendar**

**Tuesday, September 28, 2010**

- 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))



**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](mailto: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 14, 2010	10:00 am	San Francisco
October 28, 2010	10:00 am	San Francisco
November 19, 2010	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.*

October 8, 2010	1:30 pm	San Francisco
October 25, 2010	1:30 pm	San Francisco
November 15, 2010	1:30 pm	San Francisco

**OTHER COMMISSION MEETINGS**

**Notice of Final Oral Argument: A.09-07-001 - 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.**

October 6, 2010  
10 am – 11 am

California Public Utilities Commission  
505 Van Ness Avenue, Commission Auditorium  
(Corner of Van Ness Avenue and McAllister Street)  
**San Francisco**

Pursuant to Public Utilities Code § 1701.3(d), a final oral argument in the above-entitled matter will be held before a quorum of the Commission with Assigned Commissioner John A. Bohn and Administrative Law Judge Jeffrey P. O'Donnell presiding.

Parties desiring expedited or daily transcripts should advise the Chief Hearing Reporter by telephone at (415) 703-2288, no later than three days prior to the first day of hearing.

If you have questions about the hearing date, time, or place, call the Calendar Clerk at (415) 703-1203.

**En Banc Hearing on General Order 156 Supplier Diversity Program**

October 12, 2010  
8 am - 3 pm

Milton Marks Auditorium  
455 Golden Gate Avenue  
(Corner of Golden Gate Avenue and Polk Street)  
**San Francisco**

The Commission will hear from the CEOs and Presidents of California's largest utilities in regards to the state of their supplier diversity programs and activities to ensure inclusion of diverse suppliers in contract bidding. For questions about this hearing or special accommodations, please contact Douglas Phason; email: [ph1@cpuc.ca.gov](mailto:ph1@cpuc.ca.gov) or (415) 703-2280.

**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/energyvaldispositionchange.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 4<sup>th</sup> 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.

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## PUBLIC MEETINGS & WORKSHOP NOTICES

### **Public Workshop Notice: Plug-in Electric Vehicle Rate Design (R.09-08-009)**

<p>September 29, 2010 10 am – 4:30 pm</p> <p>and</p> <p>September 30, 2010 10 am-4:30 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue, Courtyard Room (Corner of Van Ness Avenue and McAllister Street) <b>San Francisco</b></p> <p>and</p> <p>California Public Utilities Commission 505 Van Ness Avenue, Auditorium (Corner of Van Ness Avenue and McAllister Street) <b>San Francisco</b></p>
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The Commission will host two consecutive workshops related to Plug-in Electric Vehicle (PEV) rates. The purpose of the first workshop is to describe PEV cost and benefit assessment and allocation options. The purpose of the second workshop is to describe rate design principles, constraints and considerations. Parties are asked to submit comments in response to the Energy Division Workshop Issues Paper related to Rate Design issued September 10, 2010, and be prepared to discuss responses at the workshops. The Administrative Law Judge Rulings and email messages to the service list in R09-08-009 provide further information. For questions about this workshop, please contact Jake Wise; email: [JW2@cpuc.ca.gov](mailto:JW2@cpuc.ca.gov) or (415) 703-1677. Please RSVP to Jake Wise, email: [JW2@cpuc.ca.gov](mailto:JW2@cpuc.ca.gov) if you plan to attend as space is limited.

### **(CANCELLED) Public Meeting Notice: Deaf and Disabled Telecommunications Program Equipment Program Advisory Committee (EPAC) Telecommunication Access for the Deaf and Disabled Administrative Committee (TADDAC)**

September, 2010 (Cancelled)

The Equipment Program Advisory Committee (EPAC) and the Telecommunication Access for the Deaf and Disabled Administrative Committee (TADDAC) of the Deaf and Disabled Telecommunications Program (DDTP) will NOT hold their regularly scheduled public meetings in the month of September, 2010.

**Public Workshop Notice: California Solar Initiative Program Forum (R.10-05-004)**

October 13, 2010  
6 pm – 8 pm

[Los Angeles Convention Center](#)  
1201 S. Figueroa St.  
Los Angeles

The fourth quarter California Solar Initiative (CSI) Program Forum is scheduled during Solar Power International 2010 as part of free “public night” on Wednesday, October 13, from 6 p.m. to 8 p.m. at the Los Angeles Convention Center ([map](#).) The CSI Program Forum was established to provide a venue 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 and suggest consensus-based revisions to the [CSI Program Handbook](#). Each Program Forum is held quarterly and hosted in turns by the three Program Administrators as a supplement to the PUC decision making process. Note, the CSI Program Forums do not cover the [California Energy Commission's New Homes Solar Partnership](#).

**Public Meeting Notice: Universal Lifeline Telephone Service Administrative Committee Meeting**

October 21, 2010  
1 pm – 4 pm

California Public Utilities Commission  
505 Van Ness Avenue, Courtyard Room  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco

Call-in Number: 1-866- 741-9705, Code: 6691236 #

**AGENDA:**

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

**Public Workshop Notice: R.10-05-006 (Order Instituting Rulemaking to Integrate and Refine Procurement Policies and Consider Long-Term Procurement Plans), R. 06-02-012 (Order Instituting Rulemaking to Develop Additional Methods to Implement the California Renewables Portfolio Standard Program), and R. 08-08-009 (Order Instituting Rulemaking to Continue Implementation and Administration of California Renewables Portfolio Standard Program)**

October 22, 2010  
9 am – 5 pm

California Public Utilities Commission  
505 Van Ness Avenue, Auditorium  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco

Webinar Link: TBA

Dial-In: TBA

Passcode: TBA

Following on Energy Division's August 24-25, 2010 Workshops, Workshop #2 on CAISO and PG&E Renewable Integration Model Methodologies, this workshop will provide parties with further information and results from the CAISO and PG&E renewable integration models.

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

The ALJ Division has prepared **Resolution ALJ-257** for the October 14, 2010 Commission Meeting. This resolution adopts General Order 171 Implementing the Provisions of Section 252 of the Telecommunications Act of 1996. The Telecommunications Act of 1996 (the Act) creates certain obligations and duties of telecommunications carriers in order to encourage competition in the telecommunications market. Section 251 of the Act describes these duties and obligations, including interconnection and access to services and network elements. Section 252 provides that incumbent local exchange

carriers must enter into interconnection agreements with other telecommunications carriers. Section 252 of the Act provides specific standards for the approval of these agreements by the state regulatory commission. Under this section of the Act a state commission may assist negotiating parties in reaching agreements through mediation and/or compulsory arbitration. Any comments should be directed to ALJ Jones; email: [kaj@cpuc.ca.gov](mailto:kaj@cpuc.ca.gov).

The web link is [http://docs.cpuc.ca.gov/PUBLISHED/COMMENT\\_RESOLUTION/123420.htm](http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/123420.htm).

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The ALJ Division has prepared **Resolution ALJ-258** Appeal of Citation FC-308 by Denis Marcel Beaudoin II, doing business as A Touch of Class Limousine pursuant to Resolution ALJ-187, for the 10/14 Commission Agenda. This resolution resolves the appeal of Denis Marcel Beaudoin II, dba A Touch of Class Limousine, from Citation FC-308 issued by the Commission Consumer Protection and Safety Division. We affirm citation FC-308. Although we find that Beaudoin operated without a permit in violation of Public Utilities Code Section 5379, failed to include all required information on waybills in violation of General Order 157-D, Part 3.01, and failed to maintain evidence of required liability insurance on file with the Commission on the dates charged in the citation, we reduce the fine imposed from \$750 to \$250 based on the unique circumstances of this case. This Resolution shall not be precedent in any other Commission proceeding or citation appeal. Any comments should be directed to ALJ Prestidge; email [tom@cpuc.ca.gov](mailto:tom@cpuc.ca.gov).

The Resolution can be found at <http://docs.cpuc.ca.gov/Published/Graphics/123387.pdf>.

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The Energy division has prepared **Resolution E-4351** for the October 14, 2010 Commission Meeting. San Diego Gas and Electric Company requests approval to use \$345,000 of funds previously allocated to the 2003 Rebuild a Greener San Diego Program. Any questions or comments should be directed to Neil Reardon, Melicia Charles and Molly Sterkel; email [nmr@cpuc.ca.gov](mailto:nmr@cpuc.ca.gov), [mvc@cpuc.ca.gov](mailto:mvc@cpuc.ca.gov), [mts@cpuc.ca.gov](mailto:mts@cpuc.ca.gov).

The web link is [http://docs.cpuc.ca.gov/PUBLISHED/COMMENT\\_RESOLUTION//123411.htm](http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION//123411.htm).

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#### **NOTICE OF RESOLUTION AUTHORIZING PUBLIC DISCLOSURE OF INVESTIGATION RECORDS**

Draft **Resolution L-400** authorizes disclosure of records of the California Public Utilities Commission Consumer Protection and Safety Division's investigation of a pedestrian train incident which occurred on July 10, 2009 at the Webster Street Crossing in Oakland, California.

Draft Resolution L-400 will be on the agenda at the Commission's October 14, 2010 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-400, amend or modify it, or set it aside and prepare a different resolution.

On September 7, 2010, the draft resolution was circulated to the Resolution L-400 service list, pursuant to California Public Utilities Code Section 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](http://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 October 4, 2010, at the address set forth below. Reply comments must be filed by October 11, 2010. 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](mailto:fnh@cpuc.ca.gov); [jva@cpuc.ca.gov](mailto:jva@cpuc.ca.gov)

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**NOTICE OF RESOLUTION AUTHORIZING PUBLIC DISCLOSURE OF INVESTIGATION RECORDS**

Draft **Resolution L-401** authorizes disclosure of records relating to an incident on April 25, 2009 regarding underground natural gas facilities belonging to Southern California Gas Company/Sempra Energy and electrical facilities, including a vault belonging to Southern California Edison located at or near the southeast intersection of Tweedy Boulevard and State Street in the City of Lynwood, County of Los Angeles, California and/or the City of South Gate, County of Los Angeles. Draft Resolution L-401 will be on the agenda at the Commission's October 14, 2010 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-401, amend or modify it, or set it aside and prepare a different resolution.

On September 7, 2010, the draft resolution was circulated to the Resolution L-401 service list, pursuant to California Public Utilities Code Section 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](http://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 October 4, 2010, at the address set forth below. Reply comments must be filed by October 11, 2010. 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:

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](mailto:bwg@cpuc.ca.gov)

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**NOTICE OF RESOLUTION AUTHORIZING PUBLIC DISCLOSURE OF INVESTIGATION RECORDS**

Draft **Resolution L-402** authorizes disclosure of records of the California Public Utilities Commission Consumer Protection and Safety Division's investigation of Resolution L-402 authorizes the disclosure of records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of an electrocution incident which occurred on April 15, 2010 at Imperial Street, Shafter, California.

Draft Resolution L-402 will be on the agenda at the Commission's October 14, 2010 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-402, amend or modify it, or set it aside and prepare a different resolution.

On September 7, 2010, the draft resolution was circulated to the Resolution L-402 service list, pursuant to California Public Utilities Code Section 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](http://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 October 4, 2010, at the address set forth below. Reply comments must be filed by October 11, 2010. 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.

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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](mailto:fnh@cpuc.ca.gov); [jva@cpuc.ca.gov](mailto:jva@cpuc.ca.gov);

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The Consumer Protection and Safety Division has prepared **Resolution ST-115** for the October 14, 2010, Commission Meeting. The resolution grants the Consumer Protection and Safety Division final report titled, "2010 Triennial On-Site Safety Review of Bay Area Rapid Transit District," dated August 19, 2010. The Bay Area Rapid Transit District is ordered to implement the recommendations contained in the report and to provide quarterly progress reports.

The Rail Transit Agency contact for this project is Len Hardy, Chief Safety Officer, Bay Area Rapid Transit District at 300 Lakeside Dr, 18<sup>th</sup> Floor, Oakland, CA 94604. Phone: (510) 874-7426.

Any questions or comments for the CPUC should be directed to Vincent Kwong; email: [vlk@cpuc.ca.gov](mailto:vlk@cpuc.ca.gov).

The web link is [http://docs.cpuc.ca.gov/PUBLISHED/COMMENT\\_RESOLUTION/123363.htm](http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/123363.htm).

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The Division of Water and Audits has prepared **Resolution W-4843** for the October 14, 2010 Commission Meeting which authorizes the denial of North Gualala Water Company's request for surcharge recovery of "deferred charges".

Any questions or comments should be directed to Carolina Contreras; email: [cgc@cpuc.ca.gov](mailto:cgc@cpuc.ca.gov).

The web link is [http://docs.cpuc.ca.gov/PUBLISHED/COMMENT\\_RESOLUTION/123247.htm](http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/123247.htm).

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The Division of Water and Audits has prepared **Resolution W-4844** for the October 14, 2010 Commission Meeting which authorizes North Gualala Water Company to revise its service tariffs to reflect a moratorium on new service connections ordered by the State Water Resources Control Board. Any questions or comments should be directed to Carolina Contreras; email: [cgc@cpuc.ca.gov](mailto:cgc@cpuc.ca.gov).

The web link is [http://docs.cpuc.ca.gov/PUBLISHED/COMMENT\\_RESOLUTION/123244.htm](http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/123244.htm).

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The Division of Water and Audits has prepared **Resolution W-4845** for the October 14, 2010 Commission Meeting which authorizes Golden State Water Company recovery of a surcharge of \$345,929 in the Region II service area for its expenses in the Outside Services Memorandum Account for the year 2008. Any questions or comments should be directed to Ravi Kumra; email: [rkk@cpuc.ca.gov](mailto:rkk@cpuc.ca.gov)

The web link is [http://docs.cpuc.ca.gov/PUBLISHED/COMMENT\\_RESOLUTION/123287.htm](http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/123287.htm).

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The Communications Division has prepared **Resolution T-17295** for the October 14, 2010 Commission Meeting which approves for the Central Valley Independent Network, LLC and the Corporation for Educational Network Initiatives in California, from the California Advanced Services Fund (CASF), amounting to \$6,659,967.

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; email: [mal@cpuc.ca.gov](mailto:mal@cpuc.ca.gov).

The web link is [http://docs.cpuc.ca.gov/WORD\\_PDF/COMMENT\\_RESOLUTION/123250.DOC](http://docs.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/123250.DOC).

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The Energy Division has prepared **Resolution E-4372** for the October 28, 2010 Commission Meeting. This Resolution approves San Diego Gas & Electric Company's request for cost recovery of a renewable energy power purchase agreement (PPA) with Coram Energy, LLC. The PPA is approved without modification. Notice of this draft has been sent to parties in the service lists. Any questions or comments should be directed to Cheryl Lee; email: [cnl@cpuc.ca.gov](mailto:cnl@cpuc.ca.gov).

The web link is [http://docs.cpuc.ca.gov/PUBLISHED/COMMENT\\_RESOLUTION/123747.htm](http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/123747.htm).

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**NOTICE OF RESOLUTION AUTHORIZING PUBLIC DISCLOSURE OF INVESTIGATION RECORDS**

Draft **Resolution L-404** authorizes disclosure of records of the California Public Utilities Commission Consumer Protection and Safety Division's investigation of a train collision incident which occurred on December 15, 2008, at Lakeview Avenue, Placentia, California.

Draft Resolution L-404 will be on the agenda at the Commission's October 28, 2010 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-404, amend or modify it, or set it aside and prepare a different resolution.

On September 27, 2010, the draft resolution was circulated to the Resolution L-404 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](http://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 October 18, 2010, at the address set forth below. Reply comments must be filed by October 25, 2010. 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:

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](mailto:bwg@cpuc.ca.gov)

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**NEW FILINGS****NONE**

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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

9/24/10

**C.09-10-007** - (ECP) Estate of Jessie Henderson, by its representatives, Complainant, vs. Bonita Paradise, LLC. dba Bonita Paradise Mobilehome Park, Defendant. **Application for Rehearing of Decision 10-09-002 by Estate Of Jessie Henderson, by its representatives.**

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**PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISIONS \* ARBITRATOR'S REPORTS****NONE**

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**ADVICE LETTER FILINGS****NONE**

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

NONE

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**MISCELLANEOUS COMMUNICATIONS MATTERS**

NONE

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

**9/14/10**                    **C.09-11-001** - Nash Dweik, Complainant vs. Pacific Gas and Electric Company (U39E), Defendant.  
ALJ MacDonald

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**CHANGES TO HEARING CALENDAR**

**NEW SETTINGS - NONE**

**RESETTINGS**

ALJ MacDonald        **A.10-05-018** - Application of Metropolitan Telecommunications of California, Inc. dba MetTel (U6568C) for a Certificate of Public Convenience and Necessity to Provide Limited Facilities-based and Resold Local Exchange Service as a Competitive Local Carrier Within the Citizens Operating Company Territory,  
**Prehearing Conference currently set for September 28 reset to November 1**

**REMOVALS FROM CALENDAR**

ALJ Yacknin            **I.10-04-010** - Order Instituting Investigation on the Commission's Own Motion into the Operations and Practices of Constellation NewEnergy, Inc.; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Impose Fines and Sanctions for Constellation NewEnergy, Inc. January 2009 Violation of System Resource Adequacy Requirements,  
**Evidentiary Hearing scheduled for September 27 – 28 has been removed from the Calendar**

**HEARINGS CONTINUED - NONE**

**HEARINGS CONCLUDED - NONE**

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**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  
 (SCF) = Settlement Conference

**9/28/10**

1:00 p.m.  
 ALJ Barnett  
 Comr Ryan

**A.10-08-001 (PHC)** - Application of Southern California Edison Company (U338E) for Approval of its Forecast 2011 ERRA Proceeding Revenue Requirement, to Consolidate All Commission-Authorized Revenue Requirements, and to set Unbundled Rate Components beginning January 1, 2011,  
**Commission Courtroom, San Francisco**

**9/29/10**

6:00 p.m.  
 ALJ Rochester  
 Comr Simon

**I.10-02-020 (PPH)** - Order Instituting Investigation on the Commission's Own Motion into the closure of the Highway-Rail at-Grade Crossing at West Doran Street South of State Route 134 between San Fernando Road and West San Fernando Road, in the City of Glendale, California, DOPT Crossing No. 746804B, CPUC Crossing No. 101VY-7.99, and the Effects of that Closure on the City of Glendale and Nearby residents in the City of Los Angeles, California,  
**The City of Glendale, Municipal Services Building (MSB), 633 E. Broadway – Conference Room 105, Glendale, CA**

**9/30/10**

10:00 a.m.  
 ALJ Bemserfer  
 Comr Grueneich

**C.09-09-003 (PHC)** - Pacific Bell Telephone Company, a California corporation d/b/a AT&T California (U1001C), Complainant, v. Sprint Spectrum, L.P., WirelessCo, L.P. and Sprint Telephony PCS, L.P., jointly dba Sprint PCS (U3064C) Defendants,  
**Commission Courtroom, San Francisco**

**10/8/10**

1:00 p.m.  
 ALJ Barnett  
 Comr Peevey

**C.10-07-005 (PHC)** - County of San Luis Obispo, Complainant, vs. Pacific Bell Telephone Company, dba AT&T California (U1001C), Defendant,  
**Commission Courtroom, San Francisco**

**10/13/10**

10:00 a.m.  
 ALJ Darling  
 Comr Ryan

**I.10-02-003 (PHC)** - Order Instituting Investigation on the Commission's own motion into the operations and practices of Americatel Corporation (U 5918-C), to determine whether it has violated the laws, rules, and regulations governing the way in which consumers are billed for products or services, by billing consumers for dial-around long distance monthly service without authorization,  
**Commission Courtroom, San Francisco**

**10/13/10**

1:00 p.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, and  
**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**

**10/18/10**

10:00 a.m.  
 ALJ Barnett  
 Comr Ryan

**A.10-01-022 (EH)** - Application of Pacific Gas and Electric Company to Recover the Costs Associated with Renewal of the Diablo Canyon Power Plant Operating Licenses. (U39E),  
**Commission Courtroom, San Francisco**  
**(Also October 19 – 22)**

- 10/18/10**  
10:00 a.m.  
ALJ Wilson  
Comr Peevey  
**A.10-03-015 (EH)** - In the Matter of the Application of PacifiCorp (U901E), an Oregon Company, for an Order Authorizing a Rate Increase Effective January 1, 2011 and Granting Conditional Authorization to Transfer Assets, pursuant to the Klamath Hydroelectric Settlement Agreement, **Commission Courtroom, San Francisco**  
**(Also October 19 - 20 at 9:00 a.m.)**
- 10/19/10**  
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 October 20)**
- 10/20/10**  
9:00 a.m.  
ALJ Darling  
Comr Ryan  
**I.10-02-003 (EH)** - Order Instituting Investigation on the Commission's own motion into the operations and practices of Americatel Corporation (U 5918-C), to determine whether it has violated the laws, rules, and regulations governing the way in which consumers are billed for products or services, by billing consumers for dial-around long distance monthly service without authorization, **Commission Courtroom, San Francisco**  
**(Also October 21)**
- 10/25/10**  
10:00 a.m.  
ALJ Wong  
Comr Simon  
**A.09-09-013 (EH)** - Application of Pacific Gas and Electric Company Proposing Cost of Service and Rates for Gas Transmission and Storage Services for the period 2011-2014 (U39G), **Commission Courtroom, San Francisco**  
**(Also October 26 - 27)**
- 10/27/10**  
1:30 p.m.  
ALJ Vieth  
Comr Ryan  
**P.10-08-016 (PHC)** - Petition of Western Manufactured Housing Communities Association to adopt, amend, or repeal a regulation pursuant to Public Utilities Code Section 1708.5, **Commission Courtroom, San Francisco**
- 10/28/10**  
10:00 a.m.  
ALJ Barnett  
Comr Bohn  
**C.08-03-018 (EH)** - Joan E. Richardson, Steve Pegram, Carl J. Meir, Kathleen Thayer, Tracey Raybon, John L. Barnes, Donald H. Dawson, Patricia O. King, Jerry Amiss, James H. Pelley, Dorothy Reed, James Vitale, and others similarly situated, Complainants, vs. Phillip and Linda Shuey, doing business as Shell Canyon Water Company, an unregulated water company, Defendants, **El Centro City Hall Council Chambers, 1275 Main Street, El Centro, CA**
- 11/1/10**  
10:30 a.m.  
ALJ MacDonald  
Comr Simon  
**A.10-05-018 (PHC)** - Application of Metropolitan Telecommunications of California, Inc. dba MetTel (U6568C) for a Certificate of Public Convenience and Necessity to Provide Limited Facilities-based and Resold Local Exchange Service as a Competitive Local Carrier Within the Citizens Operating Company Territory, **Commission Courtroom, San Francisco**
- 11/2/10**  
10:00 a.m.  
ALJ Smith  
Comr Simon  
**A.10-03-028 (EH)** - Application of San Diego Gas & Electric Company (U902G) and Southern California Gas Company (U904G) Updating Firm Access Rights Service and Rates, **Commission Courtroom, San Francisco**  
**(Also November 3 – 5)**
- 11/8/10**  
9:30 a.m.  
ALJ Pulsifer  
Comr Peevey  
**A.10-03-014 (Phase 2) (EH)** - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal Costs, Revenue Allocation, and Rate Design, including Real Time Pricing, to Revise its Customer Energy Statements, and to Seek Recovery of Incremental Expenditures. (U39M), **Commission Courtroom, San Francisco**  
**(Also November 9 – 10, and 12)**
- 11/8/10**  
10:00 a.m.  
ALJ Bushey  
Comr Simon  
**A.10-04-026 (PHC)** - Application of Southern California Edison Company (U338E) for Authorization to Recover Costs Related to the 2007 Southern California Wind and Firestorms Recorded in the Catastrophic Event Memorandum Account (CEMA), **Commission Courtroom, San Francisco**

- 11/15/10**  
10:00 a.m.  
ALJ Gamson  
Comr Ryan  
**A.10-04-002 (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, 2009 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 \$29.947 Million Recorded in Four Memorandum Accounts,  
**Commission Courtroom, San Francisco**  
**(Also November 16 – 17)**
- 11/16/10**  
10:00 a.m.  
ALJ MacDonald  
Comr Grueneich  
**C.09-08-021 (EH)** - 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**  
**(November 17 - 19)**
- 11/22/10**  
9:00 a.m.  
ALJ Wilson  
Comr Simon  
**A.10-04-003 (PHC)** - Application of NOBELBIZ VOIP SERVICES, INC. for a Certificate of Public Convenience and Necessity to Provide Limited Facilities-Based and Resale Competitive Local Exchange Services within the California Service Areas of AT&T, Verizon, SureWest, and Citizens,  
**Commission Courtroom, San Francisco**
- 12/1/10**  
10:00 a.m.  
ALJ MacDonald  
Comr Bohn  
**A.10-02-028 (EH)** - Application of Pacific Gas and Electric Company for Approval of its 2010 Rate Design Window Proposal for 2-Part Peak Time Rebate and Recovery of Incremental Expenditures Required for Implementation. (U39E),  
**Commission Courtroom, San Francisco**  
**(Also December 2 – 3 and December 7)**
- 12/1/10**  
10:00 a.m.  
ALJ Rochester  
Comr Simon  
**I.10-02-020 (EH)** - Order Instituting Investigation on the Commission’s Own Motion into the closure of the Highway-Rail at-Grade Crossing at West Doran Street South of State Route 134 between San Fernando Road and West San Fernando Road, in the City of Glendale, California, DOPT Crossing No. 746804B, CPUC Crossing No. 101VY-7.99, and the Effects of that Closure on the City of Glendale and Nearby residents in the City of Los Angeles, California,  
**Junipero Serra State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**  
**(Also December 2)**
- 12/6/10**  
9:00 a.m.  
ALJ Sullivan  
Comr Ryan  
**A.10-06-017 (EH)** - In the Matter of the Application of Southern California Edison Company (U338E) for Summer Discount Plan Program,  
**Commission Courtroom, San Francisco**  
**(Also December 7 – 8)**
- 12/8/10**  
9:30 a.m.  
ALJ Darling  
Comr Simon  
**A.09-04-007 (Phase 2) (EH)** - Application of Pacific Gas and Electric Company in its 2009 Nuclear Decommissioning Cost Triennial Proceeding. (U39E), and  
**A.09-04-009** - Joint Application of Southern California Edison Company (U338E) and San Diego Gas & Electric Company (U902E) for the 2009 Nuclear Decommissioning Cost Triennial Proceeding to Set Contribution Levels for the Companies’ Nuclear Decommissioning Trust Funds and Address Other Related Decommissioning Issues,  
**Commission Courtroom, San Francisco**  
**(Also December 9)**
- 12/9/10**  
10:00 a.m.  
ALJ Wilson  
Comr Ryan  
**A.10-07-012 (EH)** - In the Matter of the Application of Golden State Water Company on Behalf of its Bear Valley Electric Service Division (U913E), for Approval of RPS Contract with BioEnergy Solutions, LLC, and for Authority to Recover the Costs of the Contract in Rates,  
**Commission Courtroom, San Francisco**  
**(Also December 10)**
- 12/13/10**  
9:30 a.m.  
ALJ Vieth  
Comr Peevey  
**A.10-07-017 (EH)** - Application of San Diego Gas & Electric Company (U902E) to Amend Renewable Energy Power Purchase Agreement with NaturEner Rim Rock Wind Energy, LLC and for Authority to Make a Tax Equity Investment in the Project,  
**Commission Courtroom, San Francisco**  
**(Also December 14 – 17 at 9:00 a.m.)**

- 12/15/10**  
10:00 a.m.  
ALJ Hecht  
Comr Bohn  
**A.10-07-019 (EH)** - In the Matter of the Application of San Gabriel Valley Water Company (U337W) for Authority to Increase Rates Charged for Water Service in its Los Angeles County Division by \$10,232,700 or 17.8% in July 2011, \$1,767,700 or 2.6% in July 2012, and \$2,245,800 or 3.2% in July 2013 and in its Fontana Water Company division by \$1,252,200 or 2.1% in July 2011,  
**Junipero Serra State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**  
**(Also December 16 – 17 and December 20 – 22)**
- 1/6/11**  
10:00 a.m.  
ALJ Minkin  
Comr Bohn  
**A.10-04-004 (EH)** - In the Matter of the Application of California-American Water Company (U210W) for an Order Authorizing the Transfer of Costs in 2009 for its Long-Term Water Supply Solution for the Monterey District to its Special Request 1 Surcharge Balancing Account,  
**Commission Courtroom, San Francisco**
- 1/6/11**  
10:00 a.m.  
ALJ Wilson  
Comr Ryan  
**A.10-06-001 (EH)** - Application of San Diego Gas & Electric Company (U902E) for Approval of: (i) Contract Administration, Least Cost Dispatch and Power Procurement Activities, and (ii) Costs Related to those Activities Recorded to the Energy Resource Recovery Account, Incurred During the Record Period January 1, 2009 through December 31, 2009, and (iii) the Entries Recorded in Related Regulatory Accounts,  
**Commission Courtroom, San Francisco**
- 1/10/11**  
10:00 a.m.  
ALJ McKenzie  
Comr Peevey  
**C.10-05-017 (EH)** - Modesto Irrigation District, Merced Irrigation District, Complainants, vs. Pacific Gas and Electric Company (U39E), Defendant,  
**Commission Courtroom, San Francisco**  
**(Also January 11 - 14)**
- 1/26/11**  
10:00 a.m.  
ALJ Barnett  
Comr Simon  
**A.10-06-009 (EH)** - Application of Accelar, Inc. to operate as a scheduled Passenger Stage Corporation between points in San Francisco, Marin, Sonoma, Napa, Alameda, Contra Costa, Solano, San Mateo, Santa Clara, Sacramento, Yolo, Placer, El Dorado, San Joaquin, Stanislaus, Merced, and Fresno Counties in the State of California, and to establish a Zone of Rate Freedom for its services,  
**Commission Courtroom, San Francisco**
- 1/28/11**  
10:00 a.m.  
ALJ Barnett  
Comr Ryan  
**C.10-07-008 (EH)** - Metropolitan Water District of Southern California, Complainant, v. Southern California Edison Company (U338E), Defendant,  
**Junipero Serra State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 2/28/11**  
10:00 a.m.  
ALJ Grau  
Comr Bohn  
**C.10-03-011 (EH)** - City of Davis, California, Complaint, v. Newpath Networks, LLC, a New Jersey Limited Liability Company (U-6928-C), Defendant,  
**Commission Courtroom, San Francisco**  
**(Also March 1 – 4 at 9:30 a.m.)**
- 3/14/11**  
10:00 a.m.  
ALJ Hecht  
Comr Ryan  
**A.10-07-009 (EH)** - In the Matter of the Application of San Diego Gas & Electric Company (U902E) for Approval of its Proposals for Dynamic Pricing and Recovery of Incremental Expenditures Required for Implementation,  
**Commission Courtroom, San Francisco**  
**(Also March 15 – 18)**
- 3/22/11**  
9:30 a.m.  
ALJ Pulsifer  
Comr Peevey  
**A.10-03-014 (Phase 3) (EH)** - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal Costs, Revenue Allocation, and Rate Design, including Real Time Pricing, to Revise its Customer Energy Statements, and to Seek Recovery of Incremental Expenditures. (U39M),  
**Commission Courtroom, San Francisco**  
**(Also March 23 - 25)**

**5/9/11**                    **A.10-07-007 (EH)** - Application of California-American Water Company (U210W) for Authorization to increase its Revenues for Water Service by \$4,134,600 or 2.55% in the year 2011, by \$33,105,800 or 19.68% in the year 2012, by \$9,897,200 or 4.92% in the year 2013, and by \$10,874,600 or 5.16% in the year 2014,  
 10:00 a.m.                    **Commission Courtroom, San Francisco**  
 ALJ Rochester                    **(Also May 10 – 13 and May 16 – 20 at 9:00 a.m.)**  
 Comr Bohn

**NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))**

**R.09-11-014: Order Instituting Rulemaking to Examine the Commission's Post-2008 Energy Efficiency Policies, Programs, Evaluation, Measurement, Verification and Related Issues**

*October 7, 2010*  
*10 am – 3 pm*

*California Public Utilities Commission*  
*505 Van Ness Avenue, Auditorium*  
*(Corner of Van Ness Avenue and McAllister Street)*  
**San Francisco**

The Residential Retrofit All Party Meeting will be hosted by Commissioner Dian Grueneich. In addition, this All Party Meeting has been expanded to include Commissioner Byron and Commissioner Eggert from the California Energy Commission. The All Party Meeting will be noticed to their service list as well.

This All Party Meeting will offer a timely status update on California's Statewide Residential Retrofit Program.

The general schedule will be:

**MORNING SESSION:** 10 am – 12 noon

Background and vision for CA Res Retrofit Program

Details from current IOU, POU, and ARRA program efforts

**AFTERNOON SESSION:** 1 pm – 3 pm

Financing and other program support

Evaluation activities

A detailed agenda will be distributed shortly. Questions about this All Party Meeting can be directed to Michael Wheeler; email: [mmw@cpuc.ca.gov](mailto:mmw@cpuc.ca.gov).