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## ***Public Utilities Commission of the State of California***

*William Ahern, 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 Wednesday, May 12, 2004**

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/ Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code § 1701.3(c))
- Notice of Ex Parte Communications



**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:

E-mail: [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**

May 27, 2004	10 am	San Francisco
June 9, 2004	10 am	San Francisco
July 8, 2004	10 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.*

May 24, 2004	1:30 pm	San Francisco
June 7, 2004	1:30 pm	San Francisco
July 2, 2004	1:30 pm	San Francisco

**OTHER COMMISSION MEETINGS**

**NONE**

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**NOTICES****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.

**Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

**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, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

**SUBSCRIPTION INFORMATION****Subscription to Daily Calendar, Commission Meeting Agenda, and Draft Agenda Items**

For information contact: California Public Utilities Commission  
Attention: Poly Arca  
505 Van Ness Avenue, Room 1003  
San Francisco, CA 94102  
Phone: (415) 703-1798  
E-mail: pol@cpuc.ca.gov



**Riverside***Information Contact:*

Shelley Plumlee  
(909) 955-4900

Board Member Alan Woo

Community Action Partnership of Orange County  
12640 Knott Street

**Garden Grove***Information Contact:*

Marilene Panal  
(714) 897-6670, Ext. 3400

Board Member Paul White

1920 Mariposa Mall, Suite 300

**Fresno***Information Contact:*

Lola Mireles  
(559) 263-1025

Board Member Yole Whiting

San Diego Gas & Electric Company.

8335 Century Park Court

Bldg. 1 - 2<sup>nd</sup> Floor

Conference Room 12-516

**San Diego***Information Contact:*

Gloria Saporito  
(858) 654-1231

Board Member Janine Scancarelli

Folger Levin & Kahn LLP

275 Battery Street, 23<sup>rd</sup> Floor

**San Francisco***Information Contact:*

Tricia Verbick  
(415) 365-7477

Board Member Ron Garcia

Reliable Energy Mgmt. Inc.

6250 Paramount Boulevard

**Long Beach***Information Contact:*

Eva Martinez  
(562) 984-5511

Board Member Ortensia Lopez

El Concilio of San Mateo

1419 Burlingame Avenue, Suite N

**Burlingame***Information Contact:*

Carol Hatten  
(650) 373-1095

The Low Income Oversight Board (LIOB) will meet to discuss, review and decide on:

Approval of previous minutes; review recent CPUC rulings; Implementation of Family Electric Rate Assistance Program (FERA); a Needs Assessment Study update; Status of Rapid Deployment; and an update on LIEE program deployment in

rural areas where the home is heated with an Investor Owned Utility (IOU) fuel but there are combustion appliances in the living space that use a non-IOU fuel source. Review of Air Conditioning for Zone 10. LIOB will also review recent CPUC rulings, discuss pending CPUC orders and potential LIOB comments on any draft orders, the development of water utility low-income programs, new business, and agenda planning for future meetings.

This is a public meeting. Interested parties may attend in person at any of the above locations or may teleconference in. Wheelchair accessibility varies by site and can be determined by calling the above information contacts at the above locations. Parties who need directions may also call the above information contacts for directions or other site-specific information.

**Teleconference Information:** To use this option, please call 1-866-687-1443 and then dialing pass code 737358#. We ask any participants who wish to use this teleconference service to refrain from any additional sounds, such as, music on hold, background noises, as it interferes with the meeting attendees. If necessary, please use the mute function on your phone or disconnect from the call and reconvene at a more convenient time.

**Resource Adequacy Workshop (R01-10-024)**

May 17, 2004 10 am – 5 pm	California Public Utilities Commission 505 Van Ness Avenue, Hearing Room (Corner of Van Ness Avenue and Golden Gate)
May 18, 2004 9 am – 4 pm	San Francisco

These workshops will address the following resource adequacy issues:

1. Phase-in
    - (a) of 115% PRM (by 1/1/08)
      - (1) starting point
      - (2) interim benchmarks
    - (b) of 90% year ahead forward contracting obligation (implement for 2007 per FOF 19)
  2. DWR contracts
    - (a) implementation of FOF 22 ("full credit and value") per 2/13 ruling on workshop scope
    - (b) allocation to LSE's for purposes of 90% requirement
  3. Tagging
    - (a) capacity market generally within context of RA showing
    - (b) SVMG straw proposal
  4. Load Forecasting
    - (a) Procedures for determining which energy efficiency, demand response, and distributed generation programs should be assumed to be "committed" and how impacts are included within load forecast/ definition of "committed" resources
- Contact: Michelle Cooke, Administrative Law Judge, at (415) 703-2637 or mlc@cpuc.ca.gov.

**Public Meeting Notice - California High Cost Fund – A Administrative Committee**

May 19, 2004 9:30 am	California Public Utilities Commission 505 Van Ness Avenue, Room 3204 (Corner of Van Ness Avenue and McAllister Street) San Francisco
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The CHCF-A Administrative Committee will hold a public meeting on the following items: 1) Introduction; 2) March 19, 2003 Meeting Minutes: Committee will review and approve March 19, 2003 meeting minutes prepared by TD; 3) Budget for 2004-05 submitted to CPUC Executive Director: Inform the Administrative Committee of the submission to the Executive Director of the TD proposed FY 2004-05 Budget on June 2, 2003 for public comment by the Vice-chairman; 4) Liaison Reports: a) Telecommunications Division (TD): Inform the Committee of the approval of the following: Resolution T-16784 on CHCF-A CY 2004 Support for the 17 small LECs and Resolution T-16793 on the CHCF-A FY 2004-05 Budget; b) Legal Division: Inform the Committee of Senate Bill 1276, Update the Committee on the issue of Conflict of Interest, and Remind Committee members that Conflict of Interest Form 700 was due on April 1, 2004. A copy of Form 700 is available at: [http://www.fppc.ca.gov/forms/Form700\\_03-04.pdf](http://www.fppc.ca.gov/forms/Form700_03-04.pdf), c) Information and Management Services Division (IMSD): Financial Report on the CHCF-A Fund; 5) Proposed FY 2005-06 Budget: Committee will review and approve the proposed FY 2005-06 Budget for submission to the Executive Director on June 1, 2004; 6) Public Comments; 7) Future Meeting Dates: The Committee will schedule meeting date for next year; and 8) Adjournment.

The contact person for this meeting is Geraldine V. Carlin at (415) 703-2114.

**Public Meeting Notice - California High Cost Fund - B Administrative Committee**

May 20, 2004  
10:30 am – 4:30 pm

California Public Utilities Commission  
505 Van Ness Avenue, Room 3212  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco

The CHCF-B Administrative Committee will hold a public meeting on May 20, 2004 on the following items:  
1) Introduction; 2) Public Comments; 3) Review and Approval of the Minutes of the Previous Meeting; 4) Liaison Staff Report; a. Administrative Committee Budget Update; b. Financial Report on the CHCF-B Fund; c. Liaison Report on what materials were used to prepare Telecommunication Division's draft expense budget for Fiscal Year 2005-06; d. Liaison Report on what level of support will be available to the Committee in preparing the Annual Report due October 1, 2004; e. Other Administrative Matters; 5) Budget Development; 6) Presentation from Legal Division regarding conflict of interest concerns and Statement of Economic Interests; 7) Discussion of how to make the Committee's recommendations duly recorded and noted with the Commission; 8) Discussion of legal representation for the CHCF-B Board; 9) Annual Report; 10) Announcements; 11) New agenda items for next meetings; and 12) Date(s) and time(s) for future meeting(s).  
The contact person for this meeting is Ravi Kumra at (415) 703-2112.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

California Relay Service Advisory Committee (CRSAC)  
May 20, 2004  
10 am – 1 pm

6436 Oakdale Road  
Riverbank

The CRSAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:  
PUBLIC MEETING AGENDA

I. Routine Business, A. Introductions, B. Agenda Modifications and Approval, C. Review of Minutes of the Previous Meeting, D. Review of Action List, E. CRS Contract Manager's Report, F. CRS Report, 1. Data Report – MCI, 2. Data Report – Sprint, 3. Speech-to-Speech Report, G. Telecommunications Division Report and General Program Status Update, II. Public Input, III. CRS-II Update and Discussion, IV. Member Reports, V. Future Meetings and Locations, VI. Adjournment  
**Meeting Information:** For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

**Environmental Notice:** People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Workshop Notice/Public Meeting**

California Teleconnect Fund Administrative Committee  
May 21, 2004  
10 am – 3 pm

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

1. Introduction; 2. Public Comments; 3. Review and Approval of Previous Meeting Minutes; 4. Liaison Staff Report, a) Administrative Committee Budget Update, b) Status of CTF fund; 5. Budget Development; 6. Annual Report; Formation of Subcommittee; 8. Announcements; 9. Member Recommended Agenda Items: Carrier difficulties in receiving required e-rate information – J. Mondon; Appointment of subcommittee of school & library representatives; 10. New and Old Business: a) Criteria for new applications, b) appointment of subcommittee, c) Status of CTF 04-05 appropriation; and 11) Future Meeting Date and Time.

**Workshop Notice Modification of the Rate Case Plan for Class A Water Utility General Rate Applications**

August 25, 2004  
10 am – 4 pm

August 26, 2004  
9 am – 4 pm

September 14, 2004  
10 am – 4 pm

California Public Utilities Commission  
505 Van Ness Avenue, Hearing Room 3104  
(Corner of Van Ness Avenue and Golden Gate)  
San Francisco

September 29, 2004  
10 am – 4 pm

September 30, 2004  
9 am – 4 pm

October 20, 2004  
10 am – 4 pm

October 21, 2004  
9 am – 4 pm

The Water Division is hosting a continuation Workshop August 25 and 26, 2004; September 14, 29, and 30, 2004; and October 20 and 21, 2004, to solicit public input on the need for modification of the Rate Case Plan for Class A Water Utility General Rate Applications (Commission Decision 90-08-045).

The purpose of the workshop is two fold:

To identify the least controversial issues in the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications prepared by the Water Division and;

To discuss the necessary components of an interim rate case plan schedule for year 2004.

For your information, the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications can be found on the Commission website at <http://www.cpuc.ca.gov>. (Go to the “Regulated Areas,” select “Water” and scroll down to “Helpful Links”.)

Questions regarding the workshop should be addressed to Peter Liu of the Water Division at (415) 703-1390 ([ptl@cpuc.ca.gov](mailto:ptl@cpuc.ca.gov)).

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

***Draft Resolution Authorizing Vessel Common Carriers To Temporarily Adjust Fares And Rates Available For Public Review And Comment***

A draft resolution (TL-19042) of the Consumer Protection and Safety Division that gives vessel common carriers (VCCs) temporary authority to adjust their passenger fares and freight rates without specific Commission authorization will be on the June 9, 2004, Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote until later. When the Commission votes on Resolution TL-19042, it may adopt all or part of it as written, amend or modify it, or set it aside and prepare a different resolution.

The resolution was drafted in response to a request made on behalf of Blue & Gold Fleet, L.P., Angel Island-Tiburon Ferry, Inc., and Catalina Freight Line for the Commission to authorize VCCs to assess a surcharge to offset significant increases in fuel prices. The resolution would authorize VCCs for a 180-day period to raise their fares and rates as much as 15% above their currently authorized fares and rates.

The draft resolution is available for review and comment. A copy may be obtained from, and any subsequent written comments should be submitted to:

Paul Wuerstle, Manager  
CPSD – Transportation Enforcement Branch  
California Public Utilities Commission  
505 Van Ness Avenue, 2<sup>nd</sup> Floor  
San Francisco, CA 94102  
Telephone: (415) 703-2183

An original and two copies of comments must be received by the Consumer Protection and Safety Division by May 27, 2004. Comments shall be limited to five pages in length and shall focus on factual, legal, or technical errors in the proposed resolution.

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**NEW FILINGS**

- 5/6/04      **A04-05-015** - Del Oro Water Co., Inc. (U 61-W), for Authority to Borrow approximately One Hundred Thousand and No/100 (\$100,000) Dollars and to issue evidence of indebtedness thereof in order to make certain capital improvements and engineering studies ; and for Authority to Recover all such costs by increases in the respective water rates of customers in its Country Estates District in Bakersfield, California.
- 5/7/04      **A04-05-016** - GTC Telecom Corp., for a Certificate of Public Convenience and Necessity in order to provide Limited Facilities-based Competitive Local Exchange, Access and Interexchange Service (Public Version).
- 5/10/04     **C04-05-014** - Utilisource fka Eastern Pacific Energy, Inc. vs. Southern California Edison Company, for refusal to process the Direct Access Service Requests of Complainant and to allow it to provide electric power to its customers.

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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

- 5/10/04     **R01-05-047** - Order instituting rulemaking on the Commission's own motion to determine whether baseline allowances for residential usage of gas and electricity should be revised; **Petition for Modification of Decision 04-02-057 by Pacific Gas and Electric Company.**

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**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \*  
ARBITRATOR'S REPORTS**

- 5/10/04     **A01-09-062** - In the Matter of Application of California Water Service Co. (U 60 W) a Corporation, for an Order Authorizing it to Increase Rates Charged for Water Service at its Bear Gulch District; **Alternate Draft Decision of Commissioner Kennedy.**

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**ADVICE LETTER FILINGS**

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

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|----------|---------------|--|
| 02/24/04 | Telecom 24657 | PACIFIC BELL, Update ULTS form and remove obsolete forms. ( <b>effective TBD</b> )   |
| 04/26/04 | Telecom 10845 | VERIZON CALIFORNIA, INC., Limits of Liability Clarification ( <b>effective TBD</b> ) |

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04/30/04	Telecom 2926	AT&T COMMUNICATIONS OF CALIFORNIA, INC, AT&T grandfather a service plan and makes text changes to an existing plan <b>(effective TBD)</b>
04/30/04	Telecom 26	LEVEL 3 COMMUNICATIONS, LLC, Switched access services No 3-T <b>(effective TBD)</b>
04/30/04	Telecom 246	MPOWER COMMUNICATIONS CORP., Cancellation of Application for Service Language Changes. <b>(effective TBD)</b>
04/30/04	Telecom 53	PAETEC COMMUNICATIONS, INC, Deviations from the tariff <b>(effective TBD)</b>
04/30/04	Telecom 1	PAXIO, INC., Interconnection Agreement <b>(effective TBD)</b>
04/30/04	Telecom 70	SEREN INNOVATIONS, INC, Promotional Filing <b>(effective TBD)</b>
04/30/04	Telecom 191	SOUTHWESTERN BELL COMMS SVCS., INC., Contract <b>(effective TBD)</b>
04/30/04	Telecom 751	SPRINT COMMUNICATIONS COMPANY, L.P., Extend and Introduce Promotions, make housekeeping changes. <b>(effective TBD)</b>
04/30/04	Telecom 936	SUREWEST TELEPHONE, add monitoring of telephone conversations, rule 32. <b>(effective TBD)</b>
04/30/04	Telecom 21	SUREWEST TELEVIDEO, Add Monitoring of Telephone Conversations to Rules. <b>(effective TBD)</b>
04/30/04	Telecom 100	TALK AMERICA, INC., Increase of Directory Assistance rate. <b>(effective TBD)</b>
04/30/04	Telecom 192	US TELEPACIFIC CORPORATION, To restructure the Plus Connections service offering and limit the existing offering to customers of record as of May 15, 2004. <b>(effective TBD)</b>
05/03/04	Telecom 91	BELL ATLANTIC COMM., INC. (DBA VERIZON), Rate Increases <b>(effective TBD)</b>
05/03/04	Telecom 289	CAL-ORE TELEPHONE COMPANY, Establish Annual ULTS Income Guidelines. <b>(effective TBD)</b>
05/03/04	Telecom 9	TELENATIONAL COMMUNICATIONS, INC., Introduces Business Source Switched, Dedicated and Travel Card services. <b>(effective TBD)</b>
05/03/04	Telecom 9928-B	VERIZON CALIFORNIA, INC., Supplements A.L.No.9928, surcharge <b>(effective TBD)</b>
05/04/04	Telecom 2927	AT&T COMMUNICATIONS OF CALIFORNIA, INC, CONTRACT <b>(effective TBD)</b>
05/04/04	Telecom 80	COMCAST PHONE OF CALIFORNIA, LLC, Expansion of Lifelong Local Calling Area and Revision of Existing Promotion. <b>(effective TBD)</b>
05/04/04	Telecom 123	TCG SAN FRANCISCO, TCG San Francisco grandfathers a service and revises rates for an existing service plan. <b>(effective TBD)</b>

05/04/04	Water 1166-W-A	SOUTHERN CALIFORNIA WATER COMPANY, Supplements A.L.No.1166-W, [Bay Point Customer Service Area] Request view of its balancing-type memorandum accounts (purchased water and purchased power). ( <b>effective TBD</b> )
05/05/04	Telecom 263	MCI METRO ACCESS TRANSMISSION SERVICES, To introduced Employee Benefit Plan II. ( <b>effective TBD</b> )
05/05/04	Telecom 24932	PACIFIC BELL, Cost Allocation Manual ( <b>effective TBD</b> )
05/05/04	Telecom 10845-A	VERIZON CALIFORNIA, INC., Supplements A.L.No.10845, Limits of Liability Clarification ( <b>effective TBD</b> )
05/06/04	Energy 1449G	SAN DIEGO GAS & ELECTRIC COMPANY, Revision of CORE and NONCORE gas procurement rates ( <b>anticipated effective 05/11/04</b> )
05/06/04	Telecom 24934	PACIFIC BELL, Customer Specific contract for DDD-VPP, ZUM3, (HICAP), (ST), PBX services ( <b>effective TBD</b> )
05/06/04	Telecom 24935	PACIFIC BELL, Express contract for (HICAP) (PRI) service ( <b>effective TBD</b> )
05/06/04	Telecom MEMO 152	PACIFIC BELL, End Promotional Offering on Category II Service-Advantage Plan ( <b>effective TBD</b> )
05/07/04	Energy 2543G	PACIFIC GAS & ELECTRIC COMPANY, Revision to monthly crossover rates under Schedule G-CPX, Cross-Over Gas Procurement Service to CORE End-Use Customers ( <b>anticipated effective 05/10/04</b> )
05/07/04	Energy 1450G	SAN DIEGO GAS & ELECTRIC COMPANY, Revision of cross-over rate ( <b>anticipated effective 05/11/04</b> )
05/07/04	Telecom 24939	PACIFIC BELL, Canoga Park and Northridge Exchange Boundary Realignment ( <b>effective TBD</b> )
05/07/04	Telecom 24940	PACIFIC BELL, Wheatland and Marysville Exchange Boundary Realignment. ( <b>effective TBD</b> )
05/07/04	Telecom 24941	PACIFIC BELL, Special Access (CAT 3) Multi-service Optical Network Ring service - Introduce New Port Options ( <b>effective TBD</b> )
05/07/04	Telecom 24944	PACIFIC BELL, Change in discounts on 1-Line Solution Discount and 2-Line solution Discount when customer also subscribes to Unlimited Local Calling Plan for Business. ( <b>effective TBD</b> )
05/07/04	Telecom 24950	PACIFIC BELL, Express contract for (HICAP) (PRI) service ( <b>effective TBD</b> )
05/07/04	Telecom 24951	PACIFIC BELL, Express contract for GigaMAN service ( <b>effective TBD</b> )
05/07/04	Telecom 24952	PACIFIC BELL, Express contract for DDD-VPP, ZUM3, (C8), (HICAP), (ST) & (CTX) service ( <b>effective TBD</b> )
05/07/04	Telecom 24953	PACIFIC BELL, Express contract for (HICAP) (PRI) service ( <b>effective TBD</b> )
05/07/04	Telecom 24954	PACIFIC BELL, per visit jack monthly maximum rate increase - consumer

(effective TBD)

05/10/04	Energy C-62-G	AVISTA CORPORATION, Adjust the income criteria for CARE program ( <b>anticipated effective 06/01/04</b> )
05/10/04	Energy 28E	MOUNTAIN UTILITIES, May 2004 Diesel Fuel Balancing Account (DFBA) Rate Change ( <b>anticipated effective 05/14/04</b> )
05/10/04	Energy 2505E	PACIFIC GAS & ELECTRIC COMPANY, Advanced metering project, demand response programs demand reserves partnership program implementation plan in compliance with Decision 03-06-032 ( <b>anticipated effective 05/10/04</b> )
05/10/04	Energy 2506E	PACIFIC GAS & ELECTRIC COMPANY, Renewable resource procurement contracts ( <b>anticipated effective 06/19/04</b> )
05/10/04	Energy 1720E-A	SOUTHERN CALIFORNIA EDISON COMPANY, Supplements A.L.No.1720E, Plan to implement the California Power Authority's demand response partnership program ( <b>anticipated effective 07/07/03</b> )
05/10/04	Energy 1795E	SOUTHERN CALIFORNIA EDISON COMPANY, Deviation from Rule 15, Mandatory Underground Requirements for Distribution Line Extensions ( <b>anticipated effective 06/16/04</b> )
05/10/04	Energy 3377G	SOUTHERN CALIFORNIA GAS COMPANY, Notification of the creation of new affiliates ( <b>anticipated effective 05/10/04</b> )

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**ADVICE LETTER SUSPENSIONS (Pursuant to M-4801, 04/19/01)**

To inquire about a suspension, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

**NONE**

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**ADVICE LETTER PROTESTS**

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

05/07/04	Telecom 2913	AT&T COMMUNICATIONS OF CALIFORNIA, INC, AT&T files this advice letter pursuant to Decision 96-10-066 Protest by Verizon California Inc..
05/07/04	Telecom 24929	PACIFIC BELL, Amendment No. 10 with Sage Telecom, Inc. Protest by AT&T Communications of California, Inc..

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

**NONE**

**MISCELLANEOUS TELECOMMUNICATION MATTERS**

NONE

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

NONE

**ADJOURNMENTS \* RESETTINGS \* HEARINGS CONCLUDED**

- ALJ Malcolm     **A.02-07-022** - Application of San Diego Gas & Electric Company (U 902 E) for a Certificate of Public Convenience and Necessity for the Miguel – Mission 230kV #2 Project,  
**Public Participation Hearing in Spring Valley and El Cajon held and no report given**
- ALJ Walwyn     **A.04-03-021** - Application of Pacific Gas and Electric Company Proposing Cost of Service and Rates for Gas Transmission and Storage Services for 2005 and Backbone Level Service and Rates Starting January 1, 2005, as Required by Commission Decision 03-12-061,  
**Prehearing Conference held and concluded**
- ALJ Thorson     **I.03-10-038** - Investigation on the Commission's Own Motion into the Operations and Practices of the Conlin-Strawberry Water Co. Inc. (U-177-W), and its Owner/Operator, Danny T. Conlin; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the Superior Court for a Receiver to Assume Possession and Operation of the Conlin-Strawberry Water Co. Inc. pursuant to the California Public Utilities Code Section 855,  
**Evidentiary Hearing held and continued to May 24**
- ALJ Walwyn     **I.04-03-016** - Investigation on the Commission's own motion into the operations and practices of Miko Telephone Communications, Inc. and its sole owner and President Margaret Currie, to determine whether it has violated the laws, rules and regulations governing: 1) payment of surcharges to the Commission, 2) authorized operation in California, 3) providing accurate information to the Commission and 4) the manner in which California consumers are switched from one long distance carrier to another,  
**Prehearing Conference held and concluded**

**REMOVALS FROM CALENDAR**

NONE

**NEW SETTINGS**

- 5/14/04**  
1:00 p.m.  
ALJ Thorson  
ALJ TerKeurst  
Comr Lynch     **I.02-11-040 (LM)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Commission Courtroom, San Francisco**

**7/21/04**                    **A.04-03-021 (EH)** - Application of Pacific Gas and Electric Company Proposing Cost of Service and Rates for Gas Transmission and Storage Services for 2005 and Backbone Level Service and Rates Starting January 1, 2005, as Required by Commission Decision 03-12-061,  
10:00 a.m.                    **Commission Courtroom, San Francisco**  
ALJ Walwyn                    **(also July 22 – 23 and July 26 – 30)**  
Comr Brown

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### LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judges Sarah R. Thomas and John E. Thorson at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

**5/14/04**                    **I.02-11-040 (LM)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
1:00 p.m.                    **Commission Courtroom, San Francisco**  
ALJ Thorson  
ALJ TerKeurst  
Comr Lynch

**5/17/04**                    NONE SCHEDULED  
10:00 a.m.

**5/24/04**                    NONE SCHEDULED  
10:00 a.m.

**5/31/04**                    NONE SCHEDULED  
10:00 a.m.

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### FINAL ORAL ARGUMENTS (FOA)

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*  
*(M) = Mediation*

*(ECP) = Expedited Complaint Procedure*  
*(OSC) = Order to Show Cause*  
*(WS) = Workshop*  
*(FPH) = Full Panel Hearing*  
*(AH) = Arbitration Hearing*

*(CA) = Closing Argument*  
*(LM) = Law & Motion*  
*(OA) = Oral Argument*

**5/14/04**                    **C.04-03-025 (PHC)** - City of San Diego, a Charter City, The Redevelopment Agency of the City of San Diego, a public entity, and Padres, L.P., a limited partnership, Complainants, vs. San Diego Gas & Electric Company, a California Public Utility, Defendant,  
11:00 a.m.                    **San Diego State Building, 1350 Front Street, Room B-102, San Diego, CA**  
ALJ Economie  
Comr Wood

- 5/14/04**  
1:00 p.m.  
ALJ Thorson  
ALJ TerKeurst  
Comr Lynch  
**I.02-11-040 (LM)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Commission Courtroom, San Francisco**
- 5/18/04**  
10:00 a.m.  
ALJ Walker  
Comr Wood  
**A.04-01-024 (EH)** - In the Matter of the Application of F. Patrick Flynn & Joyce H. Flynn to sell 100% of the Outstanding Stock of Mesa Crest Water Company (U-333-W) to California-Michigan Land and Water Company, which operates a Water System in Los Angeles County, pursuant to Public Utilities Code Sections 851 through 854,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 5/18/04**  
10:00 a.m.  
ALJ O'Donnell  
Comr Brown  
**A.04-02-026 (PHC)** - Application of Southern California Edison Company (U 338-E) for Authorization: (1) to Replace San Onofre Nuclear Generating Station Unit Nos. 2 & 3 (SONGS 2 & 3) Steam Generators; (2) Establish Ratemaking for Cost Recovery; and (3) Address Other Related Steam Generator Replacement Issues,  
**Commission Courtroom, San Francisco**
- 5/18/04**  
10:00 a.m.  
ALJ Prestidge  
Comr Lynch  
**C.04-01-020 (EH)** - Almond Tree Hulling Co.; Arakelian Farms; Baugher Ranch; Beretta Property Management; Campos Brothers Farms; Central California Almond Growers Association; Central Valley Almond Association, Inc.; CF Koehen & Sons, Inc.; Dairyland Hullers; Farmers Cooperative; Harriet Baldwin; Harris-Woolf Almond Huller; Hashem Naraghi; Hilltop Circle L. Ranch; James M. Paiva; James R. Lewis Orchards Inc.; John Wynn; Minturn Almond Huller Co-OP, Inc.; North State Hulling Co-Op, Inc.; Pacific Almond Co.; Paramount Farms, Inc.; Paramount Farming Company; Parreira Almond Processing Co.; Peter D. Peterson; Stewart and Jasper Orchards; South Valley Farms; Strain Orchards; The Hulling Company, Inc.; TM Duche Nut Co. Inc.; Vernon Paddack; West Valley Hulling/Barry Baker; Xcel Shelling, LLC., Complainants, vs. Pacific Gas and Electric Company, and Does 1 through 100, inclusive, Defendant,  
**Commission Courtroom, San Francisco**  
**(also May 19)**
- 5/18/04**  
10:00 a.m.  
ALJ Thomas  
Comr Wood  
**R.04-01-006 (PHC)** - Order Instituting Rulemaking on the Commission's Proposed Policies and Programs Governing post-2003 Low-Income Assistance Programs,  
**Commission Courtroom, San Francisco**
- 5/19/04**  
10:00 a.m.  
ALJ McKenzie  
Comr Peevey  
**A.04-03-023 (PHC)** - In the Matter of the Application of California-American Water Company (U 210 W) for an order authorizing it to increase its rates for water service in its Coronado District to increase revenues by \$352.9 or 2.86% in the year 2005, to decrease revenues by (\$43.1) or (0.34%) in 2006, and to decrease revenues by (\$28.4) or (0.22%) in 2007, and  
**A.04-03-024** - In the Matter of the Application of California-American Water Company (U 210-W) for an order authorizing it to change its rates for water service in its Village District to decrease revenues by (\$1,254.0) or (6.36%) in the year 2005, to decrease revenues by (\$24.9) or (0.13%) in 2006, and to increase revenues by \$4.7 or 0.03% in 2007,  
**Commission Courtroom, San Francisco**
- 5/20/04**  
10:00 a.m.  
ALJ Bushey  
Comr Brown  
**I.04-04-002 (PHC)** - In the matter of the Order Instituting Investigation and Order to Show Cause on the Commission's own motion into the operations and practices of Stanley King Chee Wong and Xiu Ping Cui, a partnership doing business as K & T Moving Co. and KW Moving, K & T Moving/K.W. Moving Inc., a California corporation, its Agent for Service of Process Stanley King Chee Wong, and ABC Moving, Inc., a California corporation, its President Su Fen Wu and its Manager Stanley King Chee Wong, Applicants/Respondents,  
**Commission Courtroom, San Francisco**

- 5/20/04**  
1:30 p.m.  
ALJ Thorson  
Comr Brown  
**I.03-10-038 (PHC)** - Investigation on the Commission's Own Motion into the Operations and Practices of the Conlin-Strawberry Water Co. Inc. (U-177-W), and its Owner/Operator, Danny T. Conlin; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the Superior Court for a Receiver to Assume Possession and Operation of the Conlin-Strawberry Water Co. Inc. pursuant to the California Public Utilities Code Section 855,  
**Commission Courtroom, San Francisco**
- 5/24/04**  
9:00 a.m. to  
3:30 p.m.  
ALJ Thorson  
Comr Brown  
**I. 03-10-038 (EH)** - Investigation on the Commission's Own Motion into the Operations and Practices of the Conlin-Strawberry Water Co. Inc. (U-177-W), and its Owner/Operator, Danny T. Conlin; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the Superior Court for a Receiver to Assume Possession and Operation of the Conlin-Strawberry Water Co. Inc. pursuant to the California Public Utilities Code Section 855,  
**Commission Courtroom, San Francisco**  
**(also May 25 – 26)**
- 5/25/04**  
10:00 a.m.  
ALJ Long  
Comr Wood  
**A.02-12-027 (PHC)** - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and  
**A.02-12-028** - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and  
**I.03-03-016** - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,  
**Commission Courtroom, San Francisco**
- 5/25/04**  
10:00 a.m.  
ALJ Simon  
Comr Peevey  
**R.04-01-005 (WS)** - Rulemaking for the Purpose of Amending the Rules of Practice and Procedure to Include the Use of Electronic Mail to Serve Documents in Formal Proceedings before the Commission.  
**Commission Courtroom, San Francisco**
- 5/25/04**  
2:00 p.m. &  
6:00 p.m.  
ALJ Malcolm  
Comr Kennedy  
**A.03-03-043 (PPH)** - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for a Permit to Construct Electrical Facilities With Voltages Between 50 kV and 200 kV: Viejo System Project,  
**Mission Viejo City Hall Council Chamber, 200 Civic Center, Mission Viejo, CA**
- 6/1/04**  
9:00 a.m.  
ALJ Vieth  
Comr Peevey  
**A.03-10-057 (EH)** - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,  
**Commission Courtroom, San Francisco**  
**(also June 2 - 3)**
- 6/1/04**  
9:30 a.m.  
ALJ Long  
Comr Wood  
**A.02-12-027 (EH)** - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and  
**A.02-12-028** - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and  
**I.03-03-016** - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,  
**Commission Courtroom, San Francisco**  
**(also June 2 – 4 and June 7 - 11)**
- 6/1/04**  
10:00 a.m.  
ALJ Koss  
Comr Peevey  
**C.03-08-030 (EH)** – County of Los Angeles, Complainant, vs. Union Pacific Railroad Company, Defendant,  
**Commission Courtroom, San Francisco**

- 6/2/04**  
9:30 a.m.  
ALJ Simon  
Comr Kennedy
- A.03-01-013 (EH)** - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491, and  
**A.03-07-049** - Application of the Pasadena Avenue Monterey Road Committee and City of South Pasadena for Variance of General Order 75-C, and  
**A.03-07-050** - In the Matter of the Application of the City of South Pasadena for Approval of Ordinance 2121 Relating to Limitations of Train Speeds Pursuant to Section 7658 of the California Public Utilities Code,  
**Commission Courtroom, San Francisco**  
**(also June 3 - 4)**
- 6/2/04**  
10:00 a.m.  
ALJ Patrick
- C.04-04-023 (ECP)** - African American CalWorks Coalition, Complainant, vs. SBC Pacific Bell, Defendant,  
**Commission Courtroom, San Francisco**
- 6/2/04**  
10:00 a.m.  
ALJ Malcolm  
Comr Peevey
- R.03-10-003 (EH)** - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,  
**Commission Courtroom, San Francisco**  
**(also June 3 – 4; June 7 – 11; and June 14)**
- 6/4/04**  
2:00 p.m.  
ALJ Barnett
- C.04-04-039 (ECP)** – Luis A. Alvarez, Complainant, vs. Southern California Edison Company, Defendant,  
**Fontana Police Department Meeting Room, 8353 Sierra Avenue (behind City Hall, Brown Building) Fontana, CA**
- 6/7/04**  
10:00 a.m.  
ALJ O'Donnell  
Comr Brown
- R.03-03-017 (EH)** - Order Instituting Rulemaking on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and  
**I.03-03-018** - Order Instituting Investigation on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and  
**C.00-01-017** - Robert Hambly, for Himself and, On Behalf of the Residents of Los Robles Mobilehome Park, Complainant, vs. Hillsboro Properties, a California Limited Partnership, and the City of Novato, Defendants,  
**Commission Courtroom, San Francisco**  
**(also June 8 – 11 at 9:30 a.m.)**
- 6/7/04**  
12:00 noon  
ALJ Barnett
- C.04-04-021 (ECP)** - Cristina Berumen, Complainant, vs. Cingular Wireless, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 6/7/04**  
4:00 p.m. &  
7:00 p.m.  
ALJ Walker  
Comr Lynch
- A.04-01-031 (PPH)** - Application of Southern California Edison Company (U 338-E) for Authority to, Among Other Things, Increase Its Authorized Revenues for Gas Service for Santa Catalina Island in 2005, and to Reflect That Increase in Rates,  
**CIRS Golf Course Conference Room, 1 Country Club Road, Avalon, CA**
- 6/8/04**  
10:00 a.m.  
ALJ Galvin  
Comr Peevey
- A.03-12-010 (EH)** - Application of San Diego Gas & Electric Company (U 902 E) for a Finding of Prudence Regarding its Power Procurement Activities, and for Approval of Expenses Recorded to the Electric Resource Recovery Account,  
**Commission Courtroom, San Francisco**  
**(also June 9 at 9:00 a.m.)**

- 6/8/04**  
10:00 a.m.  
ALJ Walker  
Comr Lynch  
**A.04-01-031 (EH)** - Application of Southern California Edison Company (U 338-E) for Authority to, Among Other Things, Increase Its Authorized Revenues for Gas Service for Santa Catalina Island in 2005, and to Reflect That Increase in Rates,  
**CIRS Golf Course Conference Room, 1 Country Club Road, Avalon, CA**  
**(also June 9 – 11)**
- 6/9/04**  
10:00 a.m.  
ALJ Patrick  
**C.04-04-028 (ECP)** - RNM Properties, Complainant, vs. Pacific Bell Telephone Company, dba SBC California, Defendant,  
**Commission Courtroom, San Francisco**
- 6/10/04**  
10:00 a.m. -  
12:00 p.m.  
ALJ Thorson  
Comr Brown  
**C.03-09-001 (PHC)** - Casmalia Community Services District, Complainant, vs. Unocal Corporation, also known as Casmite Water System, Defendant, and  
**A.03-12-024** - In the Matter of the Application of The Casmite Corporation for a Certificate of Public Convenience and Necessity to Operate a Public Utility System Near Casmalia in the County of Santa Barbara and to Establish Rates for Service,  
**Commission Courtroom, San Francisco**
- 6/14/04**  
9:30 a.m.  
ALJ Duda  
Comr Peevey  
**R.93-04-003 (Verizon UNE Phase) (EH)** - Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development of Dominant Carrier Networks, and  
**I.93-04-002** - Investigation on the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks,  
**Commission Courtroom, San Francisco**  
**(also June 15 - 18)**
- 6/14/04**  
10:00 a.m.  
ALJ Brown  
Comr Lynch  
**A.02-05-046 (EH)** - In the Matter of the Application of Southern California Edison Company (U 338 E) Regarding the Future Disposition of the Mohave Generating Station,  
**Commission Courtroom, San Francisco**  
**(also June 15 – 18; June 21 – 25; and June 28 – 30)**
- 6/16/04**  
10:00 a.m.  
ALJ TerKeurst  
Comr Lynch  
**I.02-11-040 (EH) (Phase I. A)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Commission Courtroom, San Francisco**  
**(also June 17 – 18; June 21 – 25; and June 28 – July 1) (Note: June 21 and 28 at 10:00 a.m. and the remaining days at 9:00 a.m.)**
- 6/16/04**  
11:00 a.m.  
ALJ Economie  
Comr Brown  
**I.04-02-008 (TELEPHONIC - PHC)** – In the Matter of the Order Instituting Investigation on the Commission's Own Motion, Notice of Opportunity for To Be Heard, and Order to Show Cause Regarding the Operations and Practices of Arnold Ray Baeza, an Individual Doing Business as Best Movers,  
**Commission Room 5113, San Francisco**
- 6/21/04**  
9:00 a.m. -  
3:00 p.m.  
ALJ Thorson  
Comr Brown  
**C.03-09-001 (EH)** - Casmalia Community Services District, Complainant, vs. Unocal Corporation, also known as Casmite Water System, Defendant, and  
**A.03-12-024** - In the Matter of the Application of The Casmite Corporation for a Certificate of Public Convenience and Necessity to Operate a Public Utility System Near Casmalia in the County of Santa Barbara and to Establish Rates for Service,  
**Commission Courtroom, San Francisco**  
**(also June 22 – 25)**
- 7/1/04**  
11:00 a.m.  
ALJ Economie  
Comr Brown  
**I.04-02-008 (EH)** - In the Matter of the Order Instituting Investigation on the Commission's Own Motion, Notice of Opportunity for To Be Heard, and Order to Show Cause Regarding the Operations and Practices of Arnold Ray Baeza, an Individual Doing Business as Best Movers,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**

- 7/2/04**  
9:00 a.m.  
ALJ TerKeurst  
Comr Lynch  
**I.02-11-040 (EH) (Phase I. B)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Commission Courtroom, San Francisco**  
**(also July 6 – 9) (Note: July 6 at 10:00 a.m. and the remaining days at 9:00 a.m.)**
- 7/19/04**  
10:00 a.m.  
ALJ Barnett  
Comr Kennedy  
**A.99-04-048 (EH)** - Application of Pacific Gas and Electric Company (U 39 M) for an Order Under Section 851 of the California Public Utilities Code to Sell and Convey Certain Limited Sole-Customer Public Utility Facilities, (U 39 M),  
**Commission Courtroom, San Francisco**  
**(also July 20 at 10:00 a.m.)**
- 7/19/04**  
9:30 a.m.  
ALJ Mattson  
Comr Wood  
**A.00-07-013 (EH)** - Application of Pacific Gas and Electric Company for Review and Recovery of Costs Recorded in the Electric Restructuring Costs Account (ERCA) for 1999 and Forecast for 2000 and 2001. (U 39 E),  
**Commission Courtroom, San Francisco**  
**(also July 20 – 23)**
- 7/20/04**  
9:00 a.m.  
ALJ Reed  
Comr Lynch  
**A.99-03-025 (EH)** - In the Matter of the Application of Roseville Telephone Company (U 1015 C) to Review Its New Regulatory Framework,  
**Commission Courtroom, San Francisco**  
**(also July 21 – 22)**
- 7/21/04**  
10:00 a.m.  
ALJ Walwyn  
Comr Brown  
**A.04-03-021 (EH)** - Application of Pacific Gas and Electric Company Proposing Cost of Service and Rates for Gas Transmission and Storage Services for 2005 and Backbone Level Service and Rates Starting January 1, 2005, as Required by Commission Decision 03-12-061,  
**Commission Courtroom, San Francisco**  
**(also July 22 – 23 and July 26 – 30)**
- 8/23/04**  
10:00 a.m.  
ALJ O'Donnell  
Comr Brown  
**A.04-01-009 (EH)** – Application of Pacific Gas and Electric Company (U 39 E) for authority to increase revenue requirements to recover the costs to replace steam generators in Units 1 and 2 of the Diablo Canyon Power Plant,  
**Commission Courtroom, San Francisco**  
**(also August 24 – 27 and September 7 – 10) (Note: August 23 & September 7 at 10:00 a.m. and the remaining days at 9:30 a.m.)**
- 9/27/04**  
10:00 a.m.  
ALJ McKenzie  
Comr Lynch  
**I.00-03-001 (EH)** - Investigation into the operations and practices of Qwest Communications Corporation, et al. in concerning compliance with Statutes, Commission decisions, and other requirements applicable to the utility's installation of facilities in California for providing Telecommunications service,  
**Commission Courtroom, San Francisco**  
**(Also September 28 – October 1 and October 4 – 6)**
- 10/19/04**  
10:00 a.m.  
ALJ Galvin  
Comr Kennedy  
**A.03-12-008 (EH)** - In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY (U 60 W), a corporation, for an order authorizing treatment of net proceeds from real property sales as subject to Public Utilities Code § 790 and for establishment of memorandum accounts to record net sales proceeds,  
**Commission Courtroom, San Francisco**  
**(also October 20)**

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#### NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ*

169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.**

NONE

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

**All-Party Meeting - R04-01-025**

May 18, 2004  
1 pm - 3 pm

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

This notice is being sent to all parties of record in R04-01-025, Natural Gas OIR Phase I issues. There will be an all-party meeting with Commissioner Wood, Steven Weissman, and Manuel Ramirez, advisors to Commissioner Wood.

All parties are invited to meet with Commissioner Wood on this matter. No individual meetings will be granted. RSVP with representative name(s), affiliation, and telephone/fax number to be reached in the event of changes to this meeting. Please call Dolores Montellano at 415-703-2440 or e-mail her at dmm@cpuc.ca.gov by noon on May 17, so there is adequate time to advise the Commissioners' offices of the attendees.

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**NOTICE OF EX PARTE COMMUNICATIONS**

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

5/3/04	R01-10-024	Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development.
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**Summary:** On April 28, 2004, Joseph E. Ronan, Senior Vice President of Government and Regulatory Affairs of Calpine Corporation (Calpine), met with Cmmr. Kennedy in San Francisco. Also present were Steven S. Schleimer, Director of Market and Regulatory Affairs of Calpine and Jeremiah Hallisey of Hallisey and Johnson. Transcript pages 6884 and 6885 from the hearings in this proceeding were used. The Calpine representatives discussed issues related to San Diego Gas & Electric Company's (SDG&E) grid reliability capacity request for proposals. The Calpine representatives explained the significant reliability and economic benefits that the Otay Mesa power purchase agreement would provide to SDG&E and its ratepayers.

**Filer: Calpine Corporation**  
**Contact: Judy Pau**

**Phone: (415) 276-6587**

5/3/04	A02-11-044	San Gabriel Valley Water Company, for authority to increase rates charged for water service in its Fontana Water Company Division to increase revenues by \$11,573,200 or 39.1% in 2003, \$3,078,400 or 7.3% in 2004, \$3,078,400 or 6.8% in 2005, and \$3,079,900 or 6.4% in 2006.
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**Summary:** On April 28, 2004, William T. Bagley of Nossaman, Guthner, Knox & Elliott, LLP, counsel for San Gabriel Valley Water Company (SGVWC), transmitted a letter with the attached materials to Lester Wong, advisor to Cmmr. Peevey, by facsimile. Copies of the written documents are attached to the

notice. The materials provided a set of references to evidence in that proceeding supporting SGVWC's proposed plant additions and the proposed rate base cap.

**Filer: San Gabriel Valley Water Company**

**Contact: Jeannie Wong**

**Phone: (415) 398-3600**

**Email: jwong@nossaman.com**

**Summary:** On April 29, 2004, Martin Mattes of Nossaman, Guthner, Knox & Elliott, LLP, counsel for San Gabriel Valley Water Company (SGVWC), transmitted a letter with the attached materials to Timothy J. Sullivan, advisor to Cmmr. Kennedy, by facsimile. Copies of the written documents are attached to the notice. The materials provided a set of references to evidence in that proceeding supporting SGVWC's proposed plant additions and the proposed rate base cap.

**Filer: San Gabriel Valley Water Company**

**Contact: Jeannie Wong**

**Phone: (415) 398-3600**

**Email: jwong@nossaman.com**

5/4/04	A02-05-004	Southern California Edison Company (U 338-E), for Authority to Increase, among other things, its Authorized Revenues for Electric Service in 2003, and to Reflect that Increase in Rates.
	I02-06-002	Investigation on the Commission's own motion into the rates, operations, practices, services and facilities of Southern California Edison Company.

**Summary: LATE FILED.** On April 28, 2004, Robert Finkelstein of The Utility Reform Network (TURN), had a telephone conversation with David Gamson, advisor to Cmmr. Brown. A copy of the written materials (attached to the notice) was provided as a follow-up to the telephone communication. Finkelstein stated that TURN had serious concerns with the alternate decision of Cmmr. Kennedy, particularly with regard to its treatment of depreciation-related issues.

**Filer: The Utility Reform Network**

**Contact: Katharina Mack**

**Phone: (415) 929-8876, ext. 300**

**Email: katmack@turn.org**

**Summary: LATE FILED.** On April 28, 2004, Bruce C. Foster, Vice President, Regulatory Operations, Southern California Edison Company (SCE), met with Cmmr. Wood in an all-party meeting in San Francisco. Also present were Manuel Ramirez and Steven Weissman, advisors to Cmmr. Wood, Brian Prusnek, advisor to Cmmr. Kennedy, Frank J. Cooley, Senior Attorney for SCE, and representatives of the Office of Ratepayer Advocates (ORA), The Utility Reform Network, the Greenlining Institute, Coalition of California Utility Employees, Aglet Consumer Alliance, Pacific Gas and Electric Company, and San Diego Gas & Electric Company. Foster asked the Commission to carefully review and support the alternate decision of Cmmr. Kennedy and summarized the issues of concern to SCE in the proposed decision of ALJ Wetzell and alternate of Cmmr. Wood. Cooley referred to the ORA's position that currently authorized depreciation rates were sufficient to cover net salvage costs. Cooley stated that SCE submitted a cross examination Exhibit 226 which showed that by the test year current rates would be insufficient to cover its depreciation expense.

**Filer: Southern California Edison Company**

**Contact: Henry Romero**

**Phone: (626) 302-4124**

**Email: henry.romero@sce.com**

5/4/04	A01-10-011	Pacific Gas and Electric Company (U 39 G), Proposing a Market Structure and Rules for the Northern California Natural Gas Industry for the Period Beginning January 1, 2003 as Required by Commission Decision 01-09-016.
	A04-03-021	Pacific Gas and Electric Company, proposing cost of service and rates for gas transmission and storage services for 2005 and backbone level service and rates starting January 1, 2005, as required by Commission decision D03-12-061.

**Summary:** On April 29, 2004, Avis Clark of Calpine Corporation (Calpine) met with Belinda Gatti,

advisor to Cmmr. Brown, in San Francisco. Also present were Roosevelt Grant, advisor to Pres. Peevey, Brian Prusnek, advisor to Cmmr. Kennedy, and Joseph Karp of White & Case LLP, attorney, and R. Thomas Beach, of Crossborder Energy, consultant, for Calpine and the California Cogeneration Council (CCC). Written materials (attached to the notice) were used. Calpine and CCC representatives explained that the backbone-level rate is not inconsistent with Commission and state policies. Calpine and CCC urged the Commission to reject Duke's petition for modification of D03-12-061. Calpine and CCC representatives indicated that the scope of Pacific Gas and Electric Company's new rate application should be limited to implementation of the backbone-level rate and other issues permitted under D03-12-061.

**Filer: Calpine Corporation, California Cogeneration Council**

**Contact: Enoch H. Chang**

**Phone: (415) 544-1100**

**Email: echang@whitecase.com**

5/5/04            A01-10-011            Pacific Gas and Electric Company (U 39 G), Proposing a Market Structure and Rules for the Northern California Natural Gas Industry for the Period Beginning January 1, 2003 as Required by Commission Decision 01-09-016.

**Summary:** On April 30, 2004, Roderick D. Wright, representing Duke Energy North America, LLC and Duke Energy Trading and Marketing, L.L.C., delivered to Cmmr. Wood in Los Angeles a copy of the letter (attached to the notice) to Pres. Peevey of April 5, 2004.

**Filer: Duke Energy North America, LLC and Duke Energy Trading and Marketing, L.L.C.**

**Contact: Michelle C. Sweeney**

**Phone: (415) 392-7900**

5/5/04            A98-11-012            Lodi Gas Storage, LLC, for a certificate of public convenience and necessity for construction and operation of gas storage facilities.

**Summary:** On April 30, 2004, Ronald Liebert representing the California Farm Bureau Federation (Farm Bureau) met with Roosevelt Grant, advisor to Cmmr. Peevey, in San Francisco. Copies of documents filed in this proceeding were used. Liebert stated Farm Bureau's concerns about the project. Liebert indicated that Farm Bureau agrees with the Commission's prior decisions and the proposed decision (PD) of ALJ Econome that the surety bond requirement is an important and necessary condition of Lodi Gas Storage, LLC's certificate of public convenience and necessity. Liebert discussed the reasons why Farm Bureau supports the adoption of the PD.

**Filer: California Farm Bureau Federation**

**Contact: Ronald Liebert**

**Phone: (916) 561-5655**

5/5/04            R01-10-024            Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development.

**Summary:** On May 3, 2004, Marc Joseph, attorney for the Coalition of California Utility Employees (CUE) and also representing the California Unions for Reliable Energy (CURE) at the meeting, participated in an all-party meeting with Cmmr. Brown and Cmmr. Wood in San Francisco. Also present were David Gamson, advisor to Cmmr. Brown, Steven Weissman, advisor to Cmmr. Wood, and approximately 75 other participants. Joseph stated that CUE and CURE support the Palomar and Otay Mesa projects and that both projects have agreements that mean they will be constructed, maintained and operated with union employees. Joseph also noted that the projects will reduce the consumption of natural gas because they are much more fuel-efficient than older plants. Joseph noted that the other projects each have problems: Enpex will have trouble getting emissions offsets, the capability of the Nevada Hydro developers is questionable, new transmission is hard to site, and Mexican plants mean exporting jobs and importing pollution.

**Filer: Coalition of California Utility Employees; California Unions of Reliable Energy**

**Contact: Bonnie Heeley**

**Phone: (650) 589-1660**

**Summary:** On May 3, 2004, James W. Kellogg, International Representative for the United Association,

participated in an all-party meeting with Cmmr. Brown and Cmmr. Wood in San Francisco. Also present were David Gamson, advisor to Cmmr. Brown, Steven Weissman, advisor to Cmmr. Wood, and approximately 75 other participants. Kellogg stated that Otay Mesa will provide needed generation capacity, allowing older, less efficient and less environmentally friendly generation facilities to be retired. Kellogg stated that the plant can satisfy RMR requirements for San Diego Gas & Electric Company (SDG&E), saving the utility and its ratepayers millions of dollars per year. Kellogg indicated that the emissions from the plant will be more than fully offset with new LNG trash trucks and repowered marine vessels, and will be air-cooled. Kellogg stated further that the project will be built, maintained and staffed with union labor.

**Filer: United Association**

**Contact: Bonnie Heeley**

**Phone: (650) 589-1660**

**Summary:** On May 3, 2004, John Leslie, attorney for Coral Power, L.L.C., met with Cmmr. Brown and Cmmr. Wood in an all-party meeting in San Francisco. Also present were David Gamson, advisor to Cmmr. Brown, Steven Weissman, advisor to Cmmr. Wood, and active participants in the San Diego Gas & Electric (SDG&E) RFP phase of the proceeding. Leslie stated that Coral neither supports nor opposes the proposed ten-year purchased power agreement (PPA) for the output of the Otay Mesa generation facility. Leslie expressed concern, however, that through SDG&E's acceptance of the Otay Mesa project (Project) bid, the RFP process 'morphed' into a resource procurement effort that extended far beyond the scope of SDG&E's original RFP. Leslie stated that the Otay Mesa PPA reflects a resource that is not needed for local grid reliability in the 2005-2007 RFP period, and cannot provide local grid reliability in the RFP period. Leslie stated that it is troubling that the Project was accepted when it is 'electrically' outside SDG&E's local reliability area, and when the Project cannot serve SDG&E's local reliability needs until after the end of the RFP period. Leslie explained that the economic benefits of the Project can only be assessed by considering, among all other costs, the cost of the associated transmission facilities. Leslie emphasized that Coral does not necessarily oppose the Project; however the Commission's approval of the Project should not be allowed to delay or otherwise prejudice the Commission's review of new, 500 kV transmission line projects that are being considered in the ISO's STEP process in that have the potential to increase SDG&E's import capability.

**Filer: Coral Power, L.L.C.**

**Contact: Julie Stuart**

**Phone: (858) 720-6346**

**Email: jstuart@luce.com**

5/5/04	A02-11-017	Pacific Gas and Electric Company, for authority, among other things, to increase revenue requirements for electric and gas service and to increase rates and charges for gas service effective January 1, 2003.
	I03-01-012	Commission Order Instituting Investigation into the Rates, Operations, Practices, Service and Facilities of Pacific Gas and Electric Company.
	A02-09-005	Pacific Gas and Electric Company (U 39-E), pursuant to Resolution E-3770 for Reimbursement of Costs associated with delay in implementation of its New Customer Information System caused by the 2002 20/20 customer rebate program.

**Summary: LATE FILED.** On April 29, 2004, Karen Tomcala, Vice President, Regulatory Relations, Pacific Gas and Electric Company (PG&E), participated in an all-party meeting with Cmmr. Wood in San Francisco. Also present were Manuel Ramirez, advisor to Cmmr. Wood, Patrick Golden and Lise Jordan, Attorneys, for PG&E, and other participants. Written material (attached to the notice) was used. Tomcala stated that the Distribution and Generation settlements in PG&E's general rate case, including the attrition floors, should be approved without modification to preserve the balance of settlement parties' interests. Jordan explained PG&E's opposition to the penalty only reliability benchmarks proposed by the Coalition of California Utility Employees and The Utility Reform Network.

**Filer: Pacific Gas and Electric Company**

**Contact: Michelle Brown**

**Phone: (415) 973-4662**

**Email: mtt3@pge.com**