

---

---

## ***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>

Online Calendar Archive: [http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

---

---

### **Daily Calendar Friday, May 28, 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 of 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
- 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**The Commission Daily Calendar will not be published on May 31, 2004 due to a State Legal Holiday.**

---

**Resolution ALJ 176-3134 regarding ratification of preliminary determinations of category and notice of assignment is included in this calendar.**



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

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

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

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**

June 9, 2004	10 am	San Francisco
July 8, 2004	10 am	San Francisco
August 19, 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.*

June 7, 2004	1:30 pm	San Francisco
July 2, 2004	1:30 pm	San Francisco
August 16, 2004	1:30 pm	San Francisco

**OTHER COMMISSION MEETINGS**

**NONE**

---

**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



<p>October 20, 2004 10 am – 4 pm</p> <p>October 21, 2004 9 am – 4 pm</p>	
--	--

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)).

---

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

The Telecommunications Division has prepared Resolution T-16842 for the July 8, 2004 Commission Agenda. This resolution authorizes Pinnacles Telephone Company (Pinnacles) to implement a Customer Notification and Education Plan (CNEP) for the passage of Calling Party Numbers (CPN). Pinnacles’ CNEP will constitute a public education program which focuses on customer privacy and informed consent.

Any questions or comments should be directed to:

Richard C. Maniscalco  
Telecommunications Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2005

---

**NEW FILINGS**

5/25/04

**A04-05-039** - Joint Application of Lynch Telephone Corporation XI, Lynch Interactive Corporation, Brighton Communications Corporation, and Cal-Ore Telephone Co. and California-Oregon Telecommunications Corporation to authorize the acquisition of indirect control of Cal-Ore Telephone Co. by Lynch Telephone Corporation XI, Lynch Interactive Corporation, Brighton Communications Corporation through their acquisition of control of California-Oregon Telecommunications Company.

---

**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

5/26/04      **R03-09-006 - Order Instituting Rulemaking on the Commission's own motion for the purpose of considering policies and rules governing utility construction contracting processes; **Application for Rehearing of Decision 04-04-038 by Wireless Carriers: AT&T Wireless Services of California, LLC, Pacific Bell Wireless, LLC dba Cingular Wireless, Nextel of California, Inc., Sprint Spectrum L.P. dba Sprint, Omnipoint Communications, Inc., dba T-Mobile, and Verizon Wireless.****

---

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

NONE

---

**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.

05/11/04	Telecom 16	ANEW TELECOMMUNICATIONS CORPORATION, 1. Increase ULTS Income Limitation Amounts, 2. Make Minor Revisions ( <b>effective TBD</b> )
05/12/04	Telecom 942	SUREWEST TELEPHONE, Compliance filing to increase ULTS income limits ( <b>effective TBD</b> )
05/12/04	Telecom 22	SUREWEST TELEVIDEO, Compliance filing to increase ULTS Income Limits ( <b>effective TBD</b> )
05/14/04	Telecom 242-A	MPOWER COMMUNICATIONS CORP., Supplements A.L.No.242, Revises the Credit language under the Company's Rules and Regulations ( <b>effective TBD</b> )
05/14/04	Telecom 24981	PACIFIC BELL, CLEC-GigaMAN Service - introduce 2 Yr. Term Plan, remove 31 mile limitation, introduce Diversity Options. ( <b>effective TBD</b> )
05/17/04	Telecom 2	GREAT AMERICA NETWORKS, INC., Adoption of SBC Communications & Sprint Interconnection Agreement in its Entirety. ( <b>effective TBD</b> )
05/18/04	Telecom 35	BULLSEYE TELECOM, INC., Deletes ULTS and clarifies service offerings as business only. ( <b>effective TBD</b> )
05/19/04	Telecom 318	TCG LOS ANGELES, Contract ( <b>effective TBD</b> )
05/19/04	Telecom 320	TCG LOS ANGELES, Contract ( <b>effective TBD</b> )
05/20/04	Energy NON 36	PACIFIC GAS & ELECTRIC COMPANY, Sacramento Municipal Utility District application to the Sacramento Local Agency Formation Commission

---

		to serve an area that is currently located within a Pacific Gas & Electric Co. service area <b>(effective TBD)</b>
05/20/04	Telecom 83	COMCAST PHONE OF CALIFORNIA, LLC, Modified Lifeline Eligibility Levels <b>(effective TBD)</b>
05/20/04	Telecom 268	HAPPY VALLEY TELEPHONE CO., Revised tariff pages to provide new ULTS Income Levels <b>(effective TBD)</b>
05/20/04	Telecom 239	HORNITOS TELEPHONE COMPANY, Revised tariff pages to provide for new ULTS Income Levels <b>(effective TBD)</b>
05/20/04	Telecom 20	POINT TO POINT, INC., 3rd Quarter (Construction) Report, Informational Advice Letter #0020 dated May 19, 2004. <b>(effective TBD)</b>
05/20/04	Telecom 321	TCG LOS ANGELES, Makes text changes in the competitive local carrier tariff. <b>(effective TBD)</b>
05/20/04	Telecom 123	TCG SAN DIEGO, Text changes in the competitive local carrier tariff <b>(effective TBD)</b>
05/20/04	Telecom 332	THE PONDEROSA TELEPHONE COMPANY, ULTS income limits <b>(effective TBD)</b>
05/21/04	Telecom 1	ARIES NETWORK, INC. (SEE DBA), New service <b>(effective TBD)</b>
05/21/04	Telecom 2947	AT&T COMMUNICATIONS OF CALIFORNIA, INC, text change in the competitive local carrier tariff <b>(effective TBD)</b>
05/21/04	Telecom 265	MCI METRO ACCESS TRANSMISSION SERVICES, To introduce LOCAL CHOICE T1 PROMOTION <b>(effective TBD)</b>
05/21/04	Telecom 314	MCI WORLDCOM COMMUNICATIONS, INC., To introduce Local Choice T1 Promotional <b>(effective TBD)</b>
05/21/04	Telecom 25012	PACIFIC BELL, Express Contract for (HICAP) (PRI) service <b>(effective TBD)</b>
05/21/04	Telecom 25013	PACIFIC BELL, Express Contract for (HICAP) (PRI) service <b>(effective TBD)</b>
05/21/04	Telecom 25014	PACIFIC BELL, Express Contract for (HICAP) (PRI) service <b>(effective TBD)</b>
05/21/04	Telecom 25015	PACIFIC BELL, Express contract for (HICAP), (PRI), PBX, (CTX) service <b>(effective TBD)</b>
05/21/04	Telecom 25016	PACIFIC BELL, Customer Specific Contract for DDD-VPP, ZUM3, (C8), (CC) & (CTX) service <b>(effective TBD)</b>
05/21/04	Telecom 25017	PACIFIC BELL, Express contract for (HICAP) (PRI) with Unlimited Local Usage service <b>(effective TBD)</b>
05/21/04	Telecom 8	PHONECO, LP, To increase rate for payment by credit card. Introduces third revised sheet 35 & replaces second revised sheet 35 <b>(effective TBD)</b>
05/21/04	Telecom 23	TMC COMMUNICATIONS (TRI-M COMMS INC.), Add PBX trunk

		services in SBC California Territory and Minor Corrections to Table of Contents ( <b>effective TBD</b> )
05/21/04	Telecom 10863-A	VERIZON CALIFORNIA, INC., Supplements A.L.No.10863, promotion - MRC discount ( <b>effective TBD</b> )
05/21/04	Telecom 10867	VERIZON CALIFORNIA, INC., Government Contract ( <b>effective TBD</b> )
05/24/04	Telecom 31	CUSTOM TELECONNECT, INC., introduce rate plan CA-15 ( <b>effective TBD</b> )
05/24/04	Telecom 10	DMR COMMUNICATIONS, INC., Increase ULTS Income Limitation Amounts; Update Surcharges, Make Minor Revisions. ( <b>effective TBD</b> )
05/24/04	Telecom 25026	PACIFIC BELL, Express contract for (HICAP) (PRI) service ( <b>effective TBD</b> )
05/24/04	Telecom 25027	PACIFIC BELL, Express contract for (HICAP) (PRI) service ( <b>effective TBD</b> )
05/24/04	Telecom 25028	PACIFIC BELL, Government contract for (OCN) Point to Point service ( <b>effective TBD</b> )
05/24/04	Telecom 25029	PACIFIC BELL, Customer Specific contract for 211 service ( <b>effective TBD</b> )
05/24/04	Telecom 25030	PACIFIC BELL, Amendment no. 1 with Enhanced Communications Network, Inc. d/b/a Asian American Association ( <b>effective TBD</b> )
05/24/04	Telecom 25031	PACIFIC BELL, Amendment No. 2 with Enhanced Communications Network, Inc. d/b/a Asian American Association ( <b>effective TBD</b> )
05/24/04	Telecom 25032	PACIFIC BELL, Express contract for ZUM3 (CTX) service ( <b>effective TBD</b> )
05/24/04	Telecom 54	PAETEC COMMUNICATIONS, INC, Change in Surcharge %, increase rates and add new rates. ( <b>effective TBD</b> )
05/24/04	Telecom 324	SIERRA TELEPHONE COMPANY, INC., Tariff Language to address the CA Teleconnect Fund Program potential lack of funding. ( <b>effective TBD</b> )
05/24/04	Telecom 184	SOUTHWESTERN BELL COMMS SVCS., INC., Contract ( <b>effective TBD</b> )
05/24/04	Telecom 195	SOUTHWESTERN BELL COMMS SVCS., INC., Contract ( <b>effective TBD</b> )
05/24/04	Telecom 322	TCG LOS ANGELES, contract ( <b>effective TBD</b> )
05/24/04	Telecom 323	TCG LOS ANGELES, contract ( <b>effective TBD</b> )
05/24/04	Telecom 333	THE PONDEROSA TELEPHONE COMPANY, Tariff Language to Address Potential Lack of Funding CTF Program ( <b>effective TBD</b> )
05/25/04	Energy 1799E	SOUTHERN CALIFORNIA EDISON COMPANY, Contract for access to support structures pursuant Decision 98-10-058 ( <b>anticipated effective 07/04/04</b> )

05/25/04	Energy 1800E	SOUTHERN CALIFORNIA EDISON COMPANY, Revisions to include the advanced metering infrastructure proceeding operating and maintenance, administrative and general expenses in the advanced metering and demand response memorandum account ( <b>anticipated effective 07/02/04</b> )
05/25/04	Energy 3380G	SOUTHERN CALIFORNIA GAS COMPANY, Long term storage contract renewal ( <b>anticipated effective 06/01/04</b> )
05/25/04	Telecom 266	MCI METRO ACCESS TRANSMISSION SERVICES, Established new ULTS Household Income Limitation requirements from 6-1-04 to 5-31-04; To add Santa Rosa, Campbell, Los Altos, Los Gatos, Mt. View, San Jose North, South & West, Saratoga, Sunnyvale to Local Calling area exchange zones ( <b>effective TBD</b> )
05/25/04	Telecom 315	MCI WORLDCOM COMMUNICATIONS, INC., To remove Buena Park, Fullerton, Irvine, Laguna Beach, Lakewood, Long Beach, Orange from Local calling area in Zone 3; establish new UTLS Household income limitation requirements from 6-1-04 to 5-31-05 ( <b>effective TBD</b> )
05/26/04	Energy 2440G-A	PACIFIC GAS & ELECTRIC COMPANY, Supplements A.L.No.2440G, Establishment of balancing and memo accounts for public purpose program surcharge - energy efficiency, low income energy efficiency, and research, development and demonstration ( <b>anticipated effective 03/08/03</b> )
05/26/04	Energy 2511E	PACIFIC GAS & ELECTRIC COMPANY, Submission of Notice of Construction for the Relocation of Salado-Newman 60 Kilovolt Power Line in the City of Patterson, County of Stanislaus ( <b>anticipated effective 07/05/04</b> )
05/26/04	Energy 2512E	PACIFIC GAS & ELECTRIC COMPANY, Elimination of Regulatory Accounts Pursuant to Res. E-3862 (Settlement Agreement Adopted in D. 03-12-035) ( <b>anticipated effective 01/01/04</b> )
05/26/04	Energy 2547G 2513E	PACIFIC GAS & ELECTRIC COMPANY, Facility Agreements Between PG&E and U.S. Army Presidio of Monterey, Monterey County, California ( <b>anticipated effective 05/26/04</b> )
05/26/04	Telecom 25036	PACIFIC BELL, additional discount for 1 - line solution when customer subscribes to unlimited local calling plan for business ( <b>effective TBD</b> )
05/26/04	Telecom 25037	PACIFIC BELL, Express contract for (HICAP) (PRI) service ( <b>effective TBD</b> )
05/26/04	Telecom 25038	PACIFIC BELL, Express contract for (HICAP) (PRI) service ( <b>effective TBD</b> )
05/26/04	Telecom 25039	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
05/26/04	Telecom 10869-A	VERIZON CALIFORNIA, INC., Supplements A.L.No.10869, California Teleconnect Fund ( <b>effective TBD</b> )
05/26/04	Water 1624-A	CALIFORNIA WATER SERVICE COMPANY, Supplements A.L.No.1624, [Palos Verdes District] Notify Commission of its recorded balancing/memorandum accounts, and to add a surcharge for 24 months to amortize a balancing account undercollection. ( <b>effective TBD</b> )

05/26/04      Water 1643-A      CALIFORNIA WATER SERVICE COMPANY, Supplements  
A.L.No.1643, [Palos Verdes District] Request review of its recorded  
balancing/memorandum accounts. (**effective TBD**)

---

**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**

---

**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.

05/26/04      Telecom 24929      PACIFIC BELL, Amendment No. 10 with Sage Telecom, Inc. Protest by  
The Utility Reform Network.

---

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

05/12/04	TCP 17609-B	Back Stage Event LLC; Mailing Address: 5305 Venado, Atascadero CA 93422; Terminal Address: Same; Tel. No: 805-466-6008; Application filed for Class B Charter-Party authority.
05/12/04	TCP 17617-B	Dejavu Luxury Limousine Service LLC; Mailing Address: 2000 Timberwood, Irvine CA 92620; Terminal Address: Same; Tel. No: 714-724-1396; Application filed for Class B Charter-Party authority.
05/17/04	TCP 17633-A	Buss Cali, Inc. Attn: Lee Khan, Pres.; Mailing Address: 21253 Granite Wells Rd, Walnut CA 91789; Terminal Address: Same; Tel. No: 909-839-1098; Application filed for Class A Charter-Party authority.
05/18/04	TCP 17636-B	Walter Wooden DBA Jin Xin Services; Mailing Address: 928 Webster Street #202, Oakland CA 94607; Terminal Address: Same; Tel. No: 510-28-8866; Application filed for Class B Charter-Party authority.
03/05/04	TCP 17650-B	Hector Zepeda DBA Z nd M Bus Lines; Mailing Address: 6959 Newbury, San Bernardino CA 92404; Terminal Address: 5900 E. 59th Street, Los Angeles CA 90005; Tel. No: 323-773-9181; Application filed for Class B Charter-Party authority.

05/21/04 TCP 17652-B Global Protection and Intelligence, Inc.; Attn: Kevin Beyer, Pres.; Mailing Address: 22704 Ventura Blvd. Ste. 484, Woodland CA 91364; Terminal Address: 7831 Alabama Ave, Unit #1, Canoga Park CA 91304; Tel. No: 818-999-9953; Application filed for Class B Charter-Party authority.

---

**MISCELLANEOUS TELECOMMUNICATION MATTERS**

NONE

---

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

**5/20/04**  
ALJ Walker **A.04-01-024** - 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.

---

**ADJOURNMENTS \* RESETTINGS \* HEARINGS 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 adjourned**

ALJ Duda **A.04-05-002** - In the Matter of the Request for Arbitration of XO California, Inc. Of an Amendment to an Interconnection Agreement with SBC California Pursuant to Section 252(B) of the Communications Act of 1934, as Amended,  
**Initial Arbitration Meeting originally set for June 7 reset to June 8**

ALJ Vieth **A.03-10-057** - 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,  
**Evidentiary Hearing currently set for June 1 – 3 reset to June 8**

---

**REMOVALS FROM CALENDAR**

ALJ Barnett **C.04-04-039** – Luis A. Alvarez, Complainant, vs. Southern California Edison Company, Defendant,  
**Expedited Complaint Proceeding Hearing scheduled for June 4 has been removed from the Calendar**

ALJ Duda      **R.93-04-003 (Verizon UNE Phase)** - 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,  
**Evidentiary Hearing scheduled for June 14 – 18 has been removed from the Calendar**

#### NEW SETTINGS

**6/14/04**  
10:30 a.m.  
ALJ Allen  
Comr Brown  
Comr Lynch

**A.00-11-038 (EH)** - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and  
**A.00-11-056** - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and  
**A.00-10-028** - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,  
**Commission Courtroom, San Francisco**  
**(also June 15)**

**8/10/04**  
10:00 a.m.  
ALJ Vieth  
Comr Peevey

**A.03-10-057 (PHC)** - 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**

**8/24/04**  
9:00 a.m.  
ALJ Wong  
Comr Brown

**A.04-01-034 (EH)** - In the Matter of the Application of SOUTHERN CALIFORNIA GAS COMPANY For Authorization to Establish a Revenue Sharing Mechanism for the Production of Native Gas. (U 904 G),  
**Commission Courtroom, San Francisco**  
**(also August 25 – 27)**

#### 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.

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

**6/7/04**      NONE SCHEDULED  
10:00 a.m.

**6/14/04**      NONE SCHEDULED  
10:00 a.m.

#### FINAL ORAL ARGUMENTS (FOA)

NONE

---

**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*

- 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**  
 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**  
 10:00 a.m.  
 ALJ Galvin  
 Comr Peevey
- A.04-04-005 (PHC)** -Application of Southern California Edison Company (U 338-E) for a Commission Finding that its Procurement-Related and Other Operations for the Record Period July 1 Through December 31, 2003 Complied with its Adopted Procurement Plan; for Verification of its Entries in the Energy Resource Recovery Account; for Recovery of a Nuclear Unit Incentive Reward of \$9.7 million; and for Recovery of \$4.9 Million Recorded in the Electric Energy Transaction Administration Memorandum Account,  
**Commission Courtroom, San Francisco**
- 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**  
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)**
- 6/8/04**  
10:30 a.m.  
ALJ Duda  
Comr Brown  
**A.04-05-002 (IAM)** - In the Matter of the Request for Arbitration of XO California, Inc. Of an Amendment to an Interconnection Agreement with SBC California Pursuant to Section 252(B) of the Communications Act of 1934, as Amended,  
**Commission Courtroom, San Francisco**
- 6/8/04**  
1:30 p.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**
- 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**
- 6/14/04**  
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)**
- 6/14/04**  
10:30 a.m.  
ALJ Allen  
Comr Brown  
Comr Lynch  
**A.00-11-038 (EH)** - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and  
**A.00-11-056** - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and  
**A.00-10-028** - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,  
**Commission Courtroom, San Francisco**  
**(also June 15)**
- 6/15/04**  
2:00 p.m.  
ALJ Barnett  
Comr Wood  
**A.04-04-008 (PHC)** - Application of Southern California Edison Company (U 338-E) for Approval of Economic Development Rates,  
**Commission Courtroom, San Francisco**
- 6/15/04**  
10:00 a.m.  
ALJ Walwyn  
Comr Brown  
**I.04-04-001 (PHC)** - In the matter of the Order Instituting Investigation an Order to Show Cause on the Commission's own motion into the operations and practices of Ronen Perez, an individual, Ford Moving and Storage, Inc., a California corporation, and its president, Ronen Perez, Applicants/Respondents,  
**Commission Courtroom, San Francisco**

- 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. -  
10:00 a.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,  
**Commission Courtroom, San Francisco**
- 6/21/04**  
10:00 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,  
**Commission Courtroom, San Francisco**  
(also June 22 – 25)
- 6/28/04**  
12:00 noon  
ALJ Barnett  
**C.04-05-024 (ECP)** - Joseph Gorlock, Complainant, vs. San Diego Gas & Electric Company, Defendant,  
**San Diego State Office Building, 1350 Front Street, Room B-102, San Diego, CA**
- 6/29/04**  
10:00 a.m.  
ALJ Simon  
Comr Wood  
**A.04-03-003 (PHC)** - Application of SAN TA CLARA VALLEY TRANSPORTATION AUTHORITY and SOBRATO INTERESTS III, a California limited partnership, for an Order Authorizing Convention of an Existing Private At-Grade Freight Railroad Crossing to a Public Crossing and Approving enhanced Safety Appliances and Procedures at the crossing, adjacent to Winchester Boulevard near State Route 85 located in the Town of Los Gatos, County of Santa Clara, State of California,  
**Commission Courtroom, San Francisco**
- 6/30/04**  
10:00 a.m.  
ALJ Patrick  
**C.04-04-019 (ECP)** - David Hohenfeldt, Complainant, vs. Pacific Gas and Electric Company, Defendant,  
**Commission Courtroom, San Francisco**
- 6/30/04**  
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)

- 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)**
- 7/26/04**  
10:00 a.m.  
ALJ Thomas  
Comr Wood  
**R.04-01-006 (EH)** - Order Instituting Rulemaking on the Commission's Proposed Policies and Programs Governing post-2003 Low-Income Assistance Programs,  
**Commission Courtroom, San Francisco**  
**(also July 27)**
- 8/3/04**  
9:00 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 August 4 - 6)**
- 8/10/04**  
10:00 a.m.  
ALJ Vieth  
Comr Peevey  
**A.03-10-057 (PHC)** - 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**
- 8/16/04**  
10:00 a.m.  
ALJ McKenzie  
Comr Peevey  
**A.04-03-023 (EH)** - 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**  
**(also August 17 – 18)**
- 8/16/04**  
10:00 a.m.  
ALJ Econome  
Comr Wood  
**C.04-03-025 (TELEPHONIC - 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,  
**Commission Room 5113, San Francisco**
- 8/18/04**  
10:30 a.m.  
ALJ Econome  
Comr Wood  
**C.04-03-025 (EH)** - 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,  
**San Diego State Building, 1350 Front Street, Room B-107, San Diego, CA**  
**(also August 19 – 20 at 9:00 a.m.)**
- 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.)**

- 8/24/04**  
9:00 a.m.  
ALJ Wong  
Comr Brown  
**A.04-01-034 (EH)** - In the Matter of the Application of SOUTHERN CALIFORNIA GAS COMPANY For Authorization to Establish a Revenue Sharing Mechanism for the Production of Native Gas. (U 904 G),  
**Commission Courtroom, San Francisco**  
**(also August 25 – 27)**
- 9/24/04**  
11:00 a.m.  
ALJ Econome  
Comr Wood  
**C.04-03-025 (CA)** - 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,  
**San Diego State Building, 1350 Front Street, Room B-107, San Diego, CA**
- 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)**

---

**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

---

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

**All-Party Meeting –R.03-09-005**

June 1, 2004  
1:30 pm – 2:30 pm

California Public Utilities Commission  
505 Van Ness Avenue, Hearing Room A  
San Francisco

There will be an all-party meeting with Commissioner Geoffrey F. Brown and Belinda Gatti to discuss the proposed decision on Order Instituting Rulemaking on the Commission's own motion to evaluate existing practices and policies for processing general rate cases and to revise the general rate case plan for Class A Water companies. All parties are invited to meet with Commissioners Brown on this matter. All participants must provide Commissioner Brown's office with the names of individuals who will be participating, their affiliation, and telephone/fax number to be reached in the event of changes to this meeting. Please contact Carmencita Viernes at (415) 703-1407 or e-mail her at [ccv@cpuc.ca.gov](mailto:ccv@cpuc.ca.gov) NO LATER than the end of business on Friday, May 28, 2004, so that there is adequate time to advise the Commissioners' office of the attendees.

---

**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.*

5/17/04	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:** On May 13, 2004, John P. Hughes, Manager, Regulatory Operations, Southern California Edison Company (SCE), sent an electronic message (copy attached to the notice) to Brian Prusnek, advisor to Cmmr. Kennedy. The electronic note provides portions of SCE's 2003 GRC opening brief and rebuttal testimony.

**Filer:** Southern California Edison Company

**Contact:** Henry Romero

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

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

5/19/04	R04-04-026	Order Instituting Rulemaking to Implement the California Renewables Portfolio Standard Program.
---------	------------	---

**Summary:** On May 14, 2004, Berj K. Parseghian, attorney for Southern California Edison Company (SCE), delivered a letter (copy attached to the notice) to ALJ Allen. The letter responded to an April 23, 2004 letter submitted by Paul C. Lacourciere, counsel for Ridgewood Olinda, LLC.

**Filer:** Southern California Edison Company

**Contact:** Henry Romero

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

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

5/20/04	A04-02-026	Southern California Edison Company, for authorization to replace San Onofre Nuclear Generating Station Unit Nos. 2 & 3 (SONGS 2 & 3) steam generators; establish ratemaking for cost recovery; and address other related steam generator replacement issues.
---------	------------	--

**Summary:** On May 17, 2004, Bruce Foster, Vice President of Regulatory Operations for Southern California Edison Company, sent an electronic message (copy attached to the notice) to Cmmr. Brown. The message was also emailed to David Gamson, advisor to Cmmr. Brown.

**Filer:** Southern California Edison Company

**Contact:** Henry Romero

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

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

5/21/04	A00-11-038	Southern California Edison Company, for authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs.
	A00-11-056	Pacific Gas and Electric Company, for emergency application to adopt a rate stabilization plan.
	A00-10-028	The Utility Reform Network, for modification of Resolution E-3527.

**Summary:** On May 18, 2004, Bruce C. Foster, Vice President, Southern California Edison Company (SCE), met with Cmmr. Brown and Pres. Peevey in two separate meetings in San Francisco. David Gamson, advisor to Cmmr. Brown, attended a meeting with Cmmr. Brown and Julie Fitch, advisor to Pres. Peevey – a meeting with Pres. Peevey. Also present were David M. Gamson, advisor to Cmmr. Brown,

Michael Florio of The Utility Reform Network, Mark R. Huffman and Karen A. Tomcala of Pacific Gas and Electric Company (PG&E), Meredith E. Allen and Latimer P. Lorenz of San Diego Gas & Electric Company (SDG&E), and Michael R. Hoover, Director of Regulatory Policy for SCE. Written material (attached to the notice) was used. Foster and Hoover discussed the draft decision (DD) and the alternate decision (AD) on SCE's petition for modification of D04-01-028. Foster and Hoover urged the Commission to adopt the AD, and explained that adoption of the DD as written would result in SCE's customers bearing \$500 million in costs that were incurred to serve PG&E's and SDG&E's customers. Foster and Hoover explained that the allocation of the Bond Charge Revenue Requirement must be proportional to the allocation of the bond proceeds.

**Filer: Southern California Edison Company**

**Contact: Henry Romero**

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

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

5/24/04	R93-04-003	Commission Order Instituting Rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks and
	I93-04-002	Commission Order Instituting Investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks.

**Summary:** On May 19, 2004, Tim McCallion, President – Pacific Region, Verizon California Inc. (Verizon), met with Cmmr. Lynch, Cmmr. Wood, Pres. Peevey, and Dr. Tim Sullivan, advisor to Cmmr. Kennedy, in four separate meetings in San Francisco. At the meeting with Cmmr. Lynch also present was Tom Long, advisor to Cmmr. Lynch; and with Pres. Peevey – Lester Wong, advisor to Pres. Peevey. Michelle Robinson, Vice President of Regulatory Affairs - California, Verizon, participated in all four meetings. Verizon discussed implications of D04-05-022 to vacate the stay of the Commission's Line Sharing Order despite existing federal law. McCallion indicated that the Commission's decision to lift the stay of its line sharing decision sends a poor signal to companies with plans to invest in next-generation networks for the benefit of Californians. Specifically, McCallion stated that the Commission's will to ignore federal policy creates significant concern that the Commission may be inclined to act in the same manner relative to other portions of the Triennial Review Order (TRO) that similarly were not stayed by the D.C. Circuit Court Decision. Robinson noted that the line sharing portions of the TRO were not stayed by the D.C. Circuit Court decision. Robinson explained that the Commission can send a clear signal that it does not intend to ignore existing law by not acting on Covad's motion to enforce filed on April 1, 2004.

**Filer: Verizon California Inc.**

**Contact: Cherisma Feril**

**Phone: (415) 474-4921**

**Email: cherisma.t.feril@verizon.com**

5/24/04	R01-10-024	Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development.
---------	------------	--

**Summary:** On May 19, 2004, Lad Lorenz, Vice President of Regulatory Affairs in San Francisco for Sempra Energy Utilities Southern California Gas Company and San Diego Gas & Electric Company (SDG&E), met with Brian Prusnek, advisor to Cmmr. Kennedy, in San Francisco. Also present was Lee Schavrien, Vice President for Regulatory Affairs for SEU. Lorenz stated that SDG&E strongly opposes Cmmr. Wood's alternate decision (AD) since it would effectively reject both major power plant additions to the SDG&E system. Lorenz added that the AD also proposes changes to all other grid reliability additions and adds a new project not recommended for approval by SDG&E. Lorenz reiterated SDG&E's strong support for Cmmr. Peevey's alternate, which approves the needed infrastructure additions, and will provide the needed cost recovery mechanisms and the appropriate financial safeguards to the utility for new electric generation projects.

**Filer: San Diego Gas & Electric Company and Southern California Gas Company**

**Contact: Renee Le Camus**

**Phone: (415) 202-9986**

**Email: rlecamus@semprautilities.com**

**Summary:** On May 19, 2004, Lad Lorenz, Vice President of Regulatory Affairs in San Francisco for Sempra Energy Utilities Southern California Gas Company and San Diego Gas & Electric Company (SDG&E), met with David Gamson, advisor to Cmmr. Brown, in San Francisco. Lorenz stated that SDG&E strongly opposes Cmmr. Wood's alternate decision (AD) since it would effectively reject both major power plant additions to the SDG&E system. Lorenz added that the AD also proposes changes to all other grid reliability additions and adds a new project not recommended for approval by SDG&E. Lorenz reiterated SDG&E's strong support for Cmmr. Peevey's alternate, which approves the needed infrastructure additions, and will provide the needed cost recovery mechanisms and the appropriate financial safeguards to the utility for new electric generation projects.

**Filer: San Diego Gas & Electric Company and Southern California Gas Company**

**Contact: Renee Le Camus**

**Phone: (415) 202-9986**

**Email: rlecamus@semprautilities.com**

5/24/04	R01-09-001	Order instituting rulemaking on the Commission's own motion to assess and revise the new Regulatory Framework for Pacific Bell and Verizon California Incorporated.
	I01-09-002	Order instituting investigation on the Commission's own motion to assess and revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated.

**Summary:** On May 20, 2004, Robert Finkelstein, Executive Director of The Utility Reform Network (TURN), met with Robert Wullenjohn, advisor to Cmmr. Brown, in San Francisco. Also present was William Nusbaum, attorney for TURN. Finkelstein expressed TURN's support for the proposed decision (PD) of ALJ Thomas on Phase 2B Audit Issues. Finkelstein stated that the PD correctly assigns to utility management the obligation to make a reasonable management decision based on the available information, including an estimate of the probable amount of future cost recovery. Finkelstein explained that Cmmr. Kennedy's alternate decision (AD) would send the wrong signal by excusing the utility's failure to make any such estimate. Finkelstein and Nusbaum also discussed the importance of keeping close tabs on affiliate transactions. Finkelstein and Nusbaum explained that it is critical that the Commission directs another audit of these transactions for the subsequent years. Finkelstein and Nusbaum indicated that there will be a continuing need for audits in order to ensure that NRF is working as intended. Finkelstein and Nusbaum stated that the Commission has stark choices for the Phase 2B audit outcome – adopt the PD and send a clear signal to the utility that the audits matter and that Pacific Bell (PB) will need to bring its practices in compliance with appropriate standards, or adopt the AD and let PB know that nearly any level of non-compliance can be overlooked, explained away, or ignored.

**Filer: The Utility Reform Network**

**Contact: Katharina Mack**

**Phone: (415) 929-8876**

**Email: katmack@turn.org**

**Summary:** On May 20, 2004, Yvette Hogue, Executive Director, Pacific Bell Telephone Company dba SBC California (SBC), met with Tim Sullivan, advisor to Cmmr. Kennedy, in San Francisco; and on May 21, 2004, Paul Strange of the Strange Law firm had several follow-up phone conversations with Tim Sullivan. Also present at the meeting were Emery Borsodi, General Manager, Regulatory Proceedings, and Michael Sasser, Senior Counsel, for SBC, and Paul Strange of the Strange Law Firm. Written material (attached to the notice) was used. SBC representatives stated that Cmmr. Kennedy's Phase 2B alternate decision (AD) is an improvement over the ALJ's proposed decision, however, the AD incorrectly maintains that regulated financial reports need not adhere to GAAP as to either materiality or timing of recognition for expenses. SBC argued that the AD incorrectly orders SBC to file an application to decide whether Section 851 applies to the transfer of SBC's one share of PB Directory stock to Pacific Telesis in 1998. SBC representatives asserted that the AD inappropriately changes the composition of the rate base previously adopted by the Commission, incorrectly re-imposes ratemaking 'disallowances' rejected long ago, and erroneously disallows SBC's contingent liability accruals. SBC representatives noted that the AD unreasonably changes the discovery rules and prematurely orders a new Section 314.5 audit for the next triennial NRF review.

**Filer: Pacific Bell Telephone Company dba SBC California**

**Contact: Ben Lang**

**Phone: (415) 542-3106**

5/25/04            A01-09-062            California Water Service Company (U 60 W), a corporation, for an order authorizing it to increase rates charged for water service in the Bear Gulch district by \$1,948,100 or 15.1% in the year 2002; \$505,700 or 3.4% in the year 2003; \$450,800 or 2.9% in the year 2004; and by \$461,900 or 2.9 % in the year 2005.

A01-09-063  
A01-09-064  
A01-09-065  
A01-09-066  
A01-09-067  
A01-09-068            And Related Matters  
A01-09-069  
A01-09-070  
A01-09-072  
A01-09-073  
A01-09-074

**Summary:** On May 21, 2004, Stan Ferraro, Vice President of California Water Service Company (Cal Water), met with Cmmr. Brown in San Francisco. Also present was Belinda Gatti, advisor to Cmmr. Brown. Ferraro discussed the effective date surcharge methodology in Cal Water's 2001 general rate case. Ferraro requested support for the alternate of Cmmr. Kennedy, which would adopt a surcharge for the effective date of rates using actual sales to determine the revenue to be recovered through the surcharge on customer bills.

**Filer:** California Water Service Company

**Contact:** Sandra Thompson

**Phone:** (408) 367-8272

---

**RESOLUTION REGARDING RATIFICATION OF PRELIMINARY DETERMINATIONS OF CATEGORY**

For purposes of Rule 63.2(c), notice of the assignment is the day the assignments associated with this preliminary categorization document appear in the Daily Calendar following the Commission business meeting.

5/27/04 ALJ 176-3134 Ratification of preliminary determinations of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure. (See also Rule 63.2(c) regarding notice of assignment.)  
**Adopted. The preliminary determination schedule is shown below.**

**PRELIMINARY DETERMINATION SCHEDULES**

Resolution ALJ 176-3134 (5/27/04)

**ASSIGNMENTS**

NUMBER		PROPOSED CATEGORY	PRELIM. CATEGORY	HEARING	ASSIGNMENTS	
TITLE					COMR	ALJ
<b>A04-04-040</b>	Ratesetting	Ratesetting	YES	Brown	Walwyn	
CALIFORNIA-AMERICAN WATER COMPANY, for an order authorizing it to increase its rates for water service in its Sacramento district to increase revenues by \$3,160.8 or 14.35% in the year 2005, by \$2,158.6 or 8.48% in the year 2006, and by \$1,202.2 or 4.35% in the year 2007. (N04-02-021)						
<b>A04-04-041</b>	Ratesetting	Ratesetting	YES	Brown	Walwyn	
CALIFORNIA-AMERICAN WATER COMPANY, for an order authorizing it to increase its rates for water service in its Larkfield district to increase revenues by \$494.1 or 26.16% in the year 2005, \$183.4 or 7.63% in the year 2006, and \$61.9 or 2.39% in the year 2007. (N04-02-020)						
<b>A04-04-042</b>	Ratesetting	Ratesetting	NO	Peevey	Brown	
SAN DIEGO GAS & ELECTRIC COMPANY, for						

approval to enter into a new electric resource contract with the San Diego County Water Authority and for approval of the cost recovery and ratemaking mechanisms associated therewith.					
<b>A04-05-003</b> THINK 12 CORPORATION, dba HELLO DEPOT, for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013.	NDIEC Registration Application	Ratesetting	NO	Not Assigned	Examiner Leutza
<b>A04-05-004</b> SIERRA PACIFIC POWER COMPANY, for authority to update its Energy Cost Adjustment Clause Billing Factors effective October 1, 2004.	Ratesetting	Ratesetting	YES	Brown	DeBerry
<b>A04-05-005</b> PACIFIC GAS AND ELECTRIC COMPANY, [Annual Earnings Assessment Proceeding], for approval of energy efficiency shareholder incentives for fourth claim for incentives for accomplishments for the 1994 programs, the third claim for incentives for 1999 accomplishments for pre-1998 programs, and for recovery of costs for the interruptible load programs.	Ratesetting	Ratesetting	YES	Kennedy	Gottstein
<b>A04-05-006</b> SUREWEST COMMUNICATIONS, SUREWEST	Ratesetting	Ratesetting	NO	Kennedy	Kenney

COMMUNICATIONS, INC., SUREWEST LONG DISTANCE, SUREWEST TELEPHONE, SUREWEST TELEVIDEO, WEST COAST PCS LLC, for approval of SureWest Communications, a California corporation, reincorporated as SureWest Communications, Inc., a Delaware corporation.					
<b>A04-05-007</b> WORLDNET GROUP TELECOM, INC., for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013.	NDIEC Registration Application	Ratesetting	NO	Not Assigned	Examiner Leutza
<b>A04-05-008</b> SOUTHERN CALIFORNIA GAS COMPANY (U 904-G), for Authority to increase its Gas Revenue Requirements to reflect its Accomplishments for Demand-Side Management Program Year 1994 and 1997 and Low-Income Program Years 2002 and 2003 in the 2004 Annual Earnings Assessment Proceeding (AEAP).	Ratesetting	Ratesetting	YES	Kennedy	Gottstein
<b>A04-05-009</b> EAGLE BROADBAND, INC., a Texas Corporation, for a Certificate of Public Convenience and Necessity to provide Limited Facilities-Based and Resold Competitive Local Exchange and	Ratesetting	Ratesetting	NO	Kennedy	Prestidge

Interexchange Services.						
<p><b>A04-05-010</b>                  SAN DIEGO GAS &amp; ELECTRIC COMPANY, for approval of incentives associated with its accomplishments for Demand-Side Management Program Year 1994, Low Income Program Year 2003 and Demand Response Program Expenditures in the 2004 Annual Earnings Assessment Proceeding (AEAP).</p>	Ratesetting	Ratesetting	YES	Kennedy	Gottstein	
<p><b>A04-05-011</b>                  COMMPARTNERS, LLC, for a certificate of public convenience and necessity to provide facilities-based and resold local exchange services in Pacific Bell, Verizon, Citizens Telephone Company, and Roseville Telephone Company and iinterexchange services statewide.</p>	Ratesetting	Ratesetting	NO	Kennedy	Prestidge	
<p><b>A04-05-012</b>                  SOUTHERN CALIFORNIA EDISON COMPANY, (U 338-E), for Approval of Pre-1998 Demand-Side Management Earnings and 2002 Low Income Energy Efficiency Earnings Claims, Approval of Interruptible Load Programs Memorandum Account Balances recorded in 2003, and in Support of 2003 Energy Efficiency Program Performance Achievements.</p>	Ratesetting	Ratesetting	YES	Kennedy	Gottstein	

<b>A04-05-013</b> WORLDWIDE TELECOMMUNICATIONS, INC., dba WTI TELECOM, INC., for a certificate of public convenience and necessity to provide resold local exchange and interexchange services.	Ratesetting	Ratesetting	NO	Kennedy	Prestidge
<b>A04-05-015</b> 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.	Ratesetting	Ratesetting	NO	Not Assigned	Examiner Jackson
<b>A04-05-016</b> 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.	Ratesetting	Ratesetting	NO	Kennedy	Prestidge
<b>A04-05-017</b> WILTEL COMMUNICATIONS, LLC (U 6146-C) FKA WILLIAMS COMMUNICATIONS, LLC, to Amend its Certificate of Public Convenience and Necessity.	Ratesetting	Ratesetting	NO	Peevey	Thomas

<b>A04-05-018</b> ALLIANCE GROUP SERVICES, INC., dba ALLIANCE COMMUNICATIONS, INC., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013.	NDIEC Registration Application	Ratesetting	NO	Not Assigned	Examiner Leutza
<b>A04-05-019</b> GLOBALPHONE CORP., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013.	NDIEC Registration Application	Ratesetting	NO	Not Assigned	Examiner Leutza
<b>A04-05-021</b> SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E), for Authorized Capital Structure, Rate of Return on Common Equity, Embedded Cost of Debt and Preferred Stock, and Overall Rate of Return for Utility Operations for 2005.	Ratesetting	Ratesetting	YES	Brown	Galvin
<b>A04-05-023</b> PACIFIC GAS AND ELECTRIC COMPANY, for authority to True-up its Cost of Capital for 2004 and to Establish its Authorized Cost of Capital for 2005.	Ratesetting	Ratesetting	YES	Brown	Galvin
<b>A04-05-025</b> PARIVASH HAFEZIZADEH, dba ATLAS TRANSPORTATION, for authority to operate as a passenger stage between the points	Ratesetting	Ratesetting	NO	Not Assigned	Examiner Clark

within the County of Orange on one hand and John Wayne Airport on the other hand.					
<b>A04-05-026</b> CONNECT PAGING, INC., dba GET A PHONE, for a certificate of public convenience and necessity to offer limited facilities-based local exchange, access and interexchange services.	Ratesetting	Ratesetting	NO	Kennedy	Prestidge
<b>A04-05-027</b> PLANET TELESIS, INC., for a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange services.	Ratesetting	Ratesetting	NO	Kennedy	Prestidge
<b>A04-05-029</b> SEA PLANES, INCORPORATED VCC-85, to Amend its Certificate of Public convenience and Necessity to expand its operating authority to Catalina Island by adding a stop on its existing route so that it will be authorized to carry passengers on a scheduled service to any and all places on Catalina Island from Marina Del Rey and Avalon.	Ratesetting	Ratesetting	NO	Not Assigned	Examiner Clark
<b>A04-05-030</b> SACRAMENTO REGIONAL TRANSIT DISTRICT, for an order authorizing District to construct, maintain, and operate a light rail passenger system and Union Pacific tracks across	Ratesetting	Ratesetting	NO	Not Assigned	Examiner Clark

Mine Shaft Lane in the County of Sacramento, State of California.					
<b>A04-05-031</b> BCN TELECOM, INC., for a Certificate of Public Convenience and Necessity to provide Resold and Limited Facilities-based Local Exchange Telecommunications Services within California.	Ratesetting	Ratesetting	NO	Kennedy	Prestidge
<b>A04-05-032</b> GLOBAL CONNECT TELECOMMUNICATION, INC., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013.	NDIEC Registration Application	Ratesetting	NO	Not Assigned	Examiner Leutza
<b>A04-05-033</b> MERCURY TELECOM, INC., for a Certificate of Public Convenience and Necessity to provide Resold and Limited Facilities-based Local Exchange and Interexchange Telecommunications Services within California.	Ratesetting	Ratesetting	NO	Kennedy	Prestidge
<b>A04-05-034</b> REDUCED RATE LONG DISTANCE, LLC, for authority to transfer membership interest.	Ratesetting	Ratesetting	NO	Kennedy	Kenney
<b>A04-05-036</b> NETWORK ENHANCED TECHNOLOGIES, INC., for a certificate of public convenience and necessity to provide	Ratesetting	Ratesetting	NO	Kennedy	Prestidge

resold and limited facilities-based local exchange telecommunications services.					
<b>A04-05-037</b> ONE VOICE COMMUNICATIONS, INC., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013.	NDIEC Registration Application	Ratesetting	NO	Not Assigned	Examiner Leutza