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

*Paul Clanon, Executive Director*

### Headquarters

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

### Southern California Office

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

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

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

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### **Daily Calendar**

**Tuesday, February 24, 2009**

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

**Summaries of Decisions and Resolutions for the Commission Meeting of January 29, 2009 are included in this calendar.**

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

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

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

Email: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)

toll-free: 1-866-849-8390

Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)

TTY: 1-866-836-7825 (toll-free)

1-415-703-5282

**REGULAR COMMISSION BUSINESS MEETINGS**

March 12, 2009	10:00 am	San Francisco
March 26, 2009	10:00 am	San Francisco
April 16, 2009	10:00 am	San Francisco

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

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

March 9, 2009	1:30 pm	San Francisco
March 23, 2009	1:30 pm	San Francisco
April 13, 2009	1:30 pm	San Francisco

**OTHER COMMISSION MEETINGS**

**NONE**

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**NOTICES****Energy Division Advice Letter Disposition Change**

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

**San Diego Office Closes**

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

**Central Files Revised Office Hours**

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

**Charge for Commission Documents**

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

**Commission Resources Available for Rental**

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

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**PUBLIC MEETINGS & WORKSHOP NOTICES**

**Public Workshop Notice - Transmission for Renewables: Public Utilities Code 399.25 and the Renewable Energy Transmission Initiative (Revised on 2/23/09)**

February 26, 2009  
Immediately following Pre-Hearing Conference (PHC). PHC begins at 10 am

California Public Utilities Commission  
505 Van Ness Avenue, Auditorium  
San Francisco

Parties in the Rulemaking I.08-03-010/R.08-03-009, opened to Actively Promote the Development of Transmission Infrastructure to Provide Access to Renewable Energy Resources for California, will consider whether the output of the Renewable Energy Transmission Initiative (RETI) can be used to support cost recovery for transmission planning and the Commission's standards for determining "need" within the transmission permitting process, pursuant to Public Utilities Code 399.25. More information on the workshop and specific topics for discussion are available in the Ruling setting a Pre-Hearing Conference and this workshop: <http://docs.cpuc.ca.gov/efile/RULINGS/97073.pdf>. Parties are encouraged to serve statements regarding the topics of the workshop by Monday, February 23<sup>rd</sup>. Please RSVP by Monday, February 23<sup>rd</sup>, to Anne Gillette at [aeg@cpuc.ca.gov](mailto:aeg@cpuc.ca.gov) or 415-703-5219.

**The PHC and the Workshop will be webcast. Please visit: <http://www.californiaadmin.com/cgi-bin/cpuc.cgi> on February 26 to view the webcast.**

**Notice of Continuation of Workshop – R.08-11-005 Order Instituting Rulemaking To Revise and Clarify Commission Regulations Relating to the Safety of Electric Utility and Communications Infrastructure Provider Facilities**

February 26, 2009  
10 am – 12 pm  
1 pm – 4 pm

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

Pursuant to the Assigned Commissioner's Ruling and Scoping Memo, filed January 6, 2009, and Administrative Law Judge Kenney's February 20, 2009 e-mail authorization, the Commission's Consumer Protection and Safety Division (CPSD) will be conducting a one-day workshop on February 26, 2009 in order to propose to the Commission clarifications or additional rules designed to reduce fire hazards involving electric lines or communications facilities near electric lines, so that these measures can be adopted and implemented by autumn, 2009. The workshop, which is a continuation of the two previous workshops in this proceeding, will primarily focus on the following matters: (1) limited vegetation management proposals for high fire risk areas; (2) criteria for determining high fire risk areas and very high fire risk areas; and (3) improving communications between electric utilities and communication companies utilizing the same poles. The workshop will be webcast, so that anyone interested can observe it. The webcast will be available at <http://www.californiaadmin.com/cgi-bin/cpuc.cgi>

Any party wishing to participate at the workshop should have a representative in attendance at the workshop. For those parties who cannot have a representative personally attend but who want to participate, there will be a phone bridge with a call-in number of 1-877-711-5820 and participant passcode number of 757089#. Please contact Kimberly J. Lippi at (415) 703-5822 or [kjl@cpuc.ca.gov](mailto:kjl@cpuc.ca.gov) or Raymond G. Fugere at (213) 576-7015 or [rgf@cpuc.ca.gov](mailto:rgf@cpuc.ca.gov) for more information on the workshop.

**Revised Workshop Notice - R.08-06-024 Order Instituting Rulemaking on the Commission's Own Motion into Combined Heat and Power Pursuant to Assembly Bill 1613 (Revised as of 2/9/09)**

February 27, 2009  
9 am – 4 pm

Commission Auditorium  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco

Pursuant to the Revised Schedule issued on February 3, 2009, the Commission shall be conducting a workshop to discuss the proposal prepared by the Energy Division to implement the policies and procedures for purchase of excess electricity from eligible combined heat and power systems under Assembly Bill 1613. For more information, contact **Nicolas Chaset at (415) 703-1184 or [nlc@cpuc.ca.gov](mailto:nlc@cpuc.ca.gov).**

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

California Relay Service Advisory Committee  
(CRSAC)

Deaf and Disabled Telecommunications Program Office  
(DDTP)  
Large Conference Room

February 27, 2009 10 am - 4 pm	505 14 <sup>th</sup> Street, Suite 400 <b>Oakland</b>
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The California Relay Service Advisory Committee of the Deaf and Disabled Telecommunications Program will hold a public meeting to address the following:

**PUBLIC MEETING AGENDA**

I. Routine Business, A. Introductions of Members, B. Agenda Modifications and Approval, C. Review of December Minutes, D. Review of Action List, E. CRS Contract Manager Report (CCAF), 1. Review of ASA Reports, 2. Quality Evaluation Interim Results, F. CRS Report, 1. Data Report – GoAmerica, 2. Data Report – Nordia, 3. Data Report – Sprint, G. CRS Performance Status, H. Captioned Telephone Performance Status, II. CPUC Report and General Program Status, III. Public Input, IV. CCAF Staff Reports, A. Consumer Affairs Report, B. Field Operations Report, C. Outreach Report, D. Marketing Report, V. Discussion the CRS-3 RFP vs. the CRS-2 RFP, VI. Demonstration of CapTel vs. Web CapTel, VII. Clarification of “Conflict of Interest” and “Fair Practice” Policies and Rules for program vendors., VIII. Discussion on Eliciting Input and Meeting Attendance of the Public., IX. Discussion of Open Consumer Seats, X. Member Reports, XI. Future Meetings and Agenda Items.

**MEETING INFORMATION**

For more information, please contact Karen Evangelista, DDTP Committee Coordinator at (510) 302-1110. If you plan to attend the meeting and need sign language interpreters or other special communication accommodations, please call the DDTP office at least 5 days prior to the meeting.

**ENVIROMENTAL PREPARATION**

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

**Public Meeting Notice - California Teleconnect Fund Administrative Committee**

February 27, 2009 10 am - 4 pm	California Public Utilities Commission 505 Van Ness Avenue, Courtyard Room (Corner of Van Ness Avenue and McAllister Street) <b>San Francisco</b>
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Meeting Description - 1. Introduction; 2. Public Comments; 3. Review and Approval of Previous Meeting Minutes; 4. Liaison Staff Report – 4.a. CTF Claims Status; 4b. CTF Budget for FY 10-11; 4c. CTF Applications Status; 5. RFP CTF Marketing Outreach; 6. SB 909 Status; 7. Inclusion of Community Colleges in the CTF Charter; 8. Announcement; 9. Member Recommended Agenda Items in the Future; 10. Future Meeting Date and Time.

Please direct your questions regarding this CTF AC Meeting to Fe N. Lazaro, Communications Division, at (415) 703-2627 or [fnl@cpuc.ca.gov](mailto:fnl@cpuc.ca.gov).

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

Telecommunications Access for the Deaf and Disabled Administrative Committee (TADDAC)	Deaf and Disabled Telecommunications Program (DDTP) Main Office Large Conference Room 505 14 <sup>th</sup> Street, Suite 400 <b>Oakland</b>
March 4, 2009 10 am - 4 pm	

The Telecommunications Access for the Deaf and Disabled Administrative Committee (TADDAC) will hold a public meeting to address the following:

**PUBLIC MEETING AGENDA**

I. Welcome and Introduction of Members, II. Minutes of the February 4, 2009 TADDAC Meeting, III. Approval of Agenda, IV. Administrative Business, A. Report from CPUC Staff, B. Report from CCAF Staff, C. Report from the Chair, V. Public Input, VI. Unfinished Business, A. Committee and Program Objectives for 2008-2009, B. Budget “Must Haves” for FY 2009-2010, VII. New Business, A. DDTP Financial Report from IMSD, B. EPAC Report and Recommendations, C. CRSAC Report and Recommendations, D. Discussion of the CRS-2 RFP vs. the new CRS-3 RFP, E. Review of Commissioner Chong’s Draft Decision in R.06-05-028, F. Review of Proposal Regarding a Training Plan for CRS CAs, G. Discussion About TADDAC’s Involvement in the Back-up Power Proceeding, H. Review of Strategic Plan Document, I. Member Reports.

**MEETING INFORMATION**

For more information, please contact Karen Evangelista, DDTP Committee Coordinator at (510) 302-1110/ Voice or (510)

302-1150/ TTY or via e-mail at [karen@ddtp.org](mailto:karen@ddtp.org).

### **ASSISTIVE REQUESTS**

DDTP provides the following communication assistance at all Administrative Committee meetings: ASL Interpreting, Real-Time Captioning, and Assistive Listening Devices. If you require any other communication assistance, please describe it in detail when notifying us so that we may ensure accessibility. If you are a member of the public who needs communication assistance and plan to attend this meeting, please notify Karen Evangelista 5 days prior to the meeting date to

[karen@ddtp.org](mailto:karen@ddtp.org).

### **ENVIRONMENTAL NOTICE**

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

### **Workshop- Implementing AB-2393 (R.07-04-015)**

<p>March 9, 2009 10 am – 3 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue, Commission's Auditorium (Corner of Van Ness Avenue and McAllister Street) San Francisco</p>
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Pursuant to AB 2393, and Decision 08-09-014, the Commission determined that a third phase of this proceeding will evaluate whether there is a need to establish performance reliability standards for backup power systems installed on the premises of residential and small commercial customers. The purpose of this workshop is to consider standards for customers with special needs and evaluate whether the benefits exceed the costs, as required by the statute, and whether implementation by service providers would be reasonable and feasible.

The Commission invites broad participation in this proceeding and will provide specialized accommodation at the workshop for requests received by March 3, 2009.

For further information about the workshop, contact:

Simin Litkouhi at (415) 703-1865 or [sim@cpuc.ca.gov](mailto:sim@cpuc.ca.gov)

Sazedur Rahman at (415) 703-2338 or [snr@cpuc.ca.gov](mailto:snr@cpuc.ca.gov)

### **Universal Lifeline Telephone Service Administrative Committee Meeting**

<p>April 7, 2009 1 pm – 4 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue, Courtyard Room San Francisco</p> <p>Call-in Number: (866) 725-4934 Pass-code: 8355363 #</p>
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### **AGENDA**

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

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

**Revised Notice of Draft Resolution (Revised as of 2/24/09)**

The ALJ Division has prepared **Resolution ALJ-224** to amend the Rules of Practice and Procedure (Title 20, Division 1, of the California Code of Regulations). The amendments update the Rules to reflect changes in the Commission's administration, provide consistency between the rules, and provide greater clarity. In addition, we codify rules for electronic filing of documents. Lastly, we amend Rule 14.6(c) regarding reduction or waiver of review of proposed decisions to correct an inadvertent error.

Notice of these proposed amendments was published in the California Regulatory Notice Register on January 2, 2009. **In response to comments submitted on February 17, 2009, the modified draft resolution makes some non-substantial and substantial changes to the originally proposed amended rules. Comments on the changes to the originally proposed amended rules must be submitted by March 10, 2009, to:**

Hallie Yacknin  
Administrative Law Judge  
505 Van Ness Avenue, Room 5005  
San Francisco, CA 94102  
Telephone: (415) 703-1675  
E-mail: [hsy@cpuc.ca.gov](mailto:hsy@cpuc.ca.gov)

Resolution ALJ-224 will be on the agenda at the Commission's March 12, 2009 meeting, but may be held to a later meeting.

[http://docs.cpuc.ca.gov/PUBLISHED/COMMENT\\_RESOLUTION/97716.htm](http://docs.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/97716.htm)

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

Draft **Resolution L-373** authorizes disclosure of records related to the California Public Utilities Commission ("Commission") Consumer Protection and Safety Division's investigation of a gas ignition incident that occurred on November 3, 2008, at Filmore Foods Corporation, 525 Howard Avenue, Covina, California.

Draft Resolution L-373 will be on the agenda at the Commission's March 12, 2009 meeting. The Commission may then vote on the resolution or it may postpone a vote until later. The Commission may adopt all or part of L-373, amend or modify it, or set it aside and prepare a different resolution.

On February 5, 2009, the draft resolution was circulated to the Resolution L-373 service list, pursuant to California Public Utilities Code § 311(g) and Rule 14.2(c)(2) of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at [www.cpuc.ca.gov](http://www.cpuc.ca.gov).

Interested parties may file comments on the draft resolution, and may file replies to comments. (Rule 14.5.) The original and two copies must be filed with the Legal Division by March 2, 2009, at the address set forth below. Reply comments must be filed by March 9, 2009. Commenters must also serve comments and reply comments on the service list. Commenters may send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. Parties may view comments at the Commission's San Francisco Office.

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

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

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

Draft **Resolution L-374** authorizes disclosure of records related to the California Public Utilities Commission (“Commission”) Consumer Protection and Safety Division’s investigation of a railroad crossing accident that occurred on September 14, 2008, at East Oak Street in the City of Stockton.

Draft Resolution L-374 will be on the agenda at the Commission’s March 12, 2009 meeting. The Commission may then vote on the resolution or it may postpone a vote until later. The Commission may adopt all or part of Resolution L-374, amend or modify it, or set it aside and prepare a different resolution.

On February 5, 2009, the draft resolution was circulated to the Resolution L-374 service list, pursuant to California Public Utilities Code § 311(g) and Rule 14.2(c)(2) of the Commission’s Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the “Currently Open for Comment” section of the Commission’s Internet site at [www.cpuc.ca.gov](http://www.cpuc.ca.gov).

Interested parties may file comments on the draft resolution, and may file replies to comments. (Rule 14.5.) The original and two copies must be filed with the Legal Division by March 2, 2009, at the address set forth below. Reply comments must be filed by March 9, 2009. Commenters must also serve comments and reply comments on the service list. Commenters may send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. Parties may view comments at the Commission’s San Francisco Office.

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

Janet V. Alviar, Legal Analyst  
Legal Division  
California Public Utilities Commission  
505 Van Ness Avenue, Room 5040  
San Francisco, CA 94102-3298  
Telephone: 415-355-5583  
E-mail: [jva@cpuc.ca.gov](mailto:jva@cpuc.ca.gov)

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

Draft **Resolution L-375** authorizes disclosure of records related to the California Public Utilities Commission (“Commission”) Consumer Protection and Safety Division’s investigative records relating to four fires in California: The October 16, 1999, Pendola Fire that occurred near the Pendola Ranch, Camptonville; the July 1, 2002, Birch Fire on the Inyo National Forest; the October 6, 2004, Power Fire on the Eldorado National Forest; and the October 13, 2004, Fred’s Fire on the Eldorado National Forest.

Draft Resolution L-375 will be on the agenda at the Commission’s March 12, 2009 meeting. The Commission may then vote on the resolution or it may postpone a vote until later. The Commission may adopt all or part of L-375, amend or modify it, or set it aside and prepare a different resolution.

On February 5, 2009, the draft resolution was circulated to the Resolution L-375 service list, pursuant to California Public Utilities Code § 311(g) and Rule 14.2(c)(2) of the Commission’s Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the “Currently Open for Comment” section of the Commission’s Internet site at [www.cpuc.ca.gov](http://www.cpuc.ca.gov).

Interested parties may file comments on the draft resolution, and may file replies to comments. (Rule 14.5.) The original and two copies must be filed with the Legal Division by March 2, 2009, at the address set forth below. Reply comments must be filed by March 9, 2009. Commenters must also serve comments and reply comments on the service list. Commenters may send copies of comments and reply comments by electronic mail to the e-mail address below. Comments

shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. Parties may view comments at the Commission's San Francisco Office.

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

Jeanne Beauregard  
Legal Division  
California Public Utilities Commission  
505 Van Ness Avenue, Room 5040  
San Francisco, CA 94102-3298  
Telephone: 415-703-3084  
E-mail: [ijb@cpuc.ca.gov](mailto:ijb@cpuc.ca.gov)

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

Draft **Resolution L-376** authorizes disclosure of records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of a gas incident that occurred on September 2, 2008, at 30366 San Martinez Road, Newhall, California.

Draft Resolution L-376 will be on the agenda at the Commission's March 12, 2009 meeting. The Commission may then vote on the resolution or it may postpone a vote until later. The Commission may adopt all or part of L-376, amend or modify it, or set it aside and prepare a different resolution.

On February 5, 2009, the draft resolution was circulated to the Resolution L-376 service list, pursuant to California Public Utilities Code § 311(g) and Rule 14.2(c)(2) of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at [www.cpuc.ca.gov](http://www.cpuc.ca.gov).

Interested parties may file comments on the draft resolution, and may file replies to comments. (Rule 14.5.) The original and two copies must be filed with the Legal Division by March 2, 2009, at the address set forth below. Reply comments must be filed by March 9, 2009. Commenters must also serve comments and reply comments on the service list. Commenters may send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. Parties may view comments at the Commission's San Francisco Office.

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

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

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#### **NEW FILINGS**

**NONE**

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#### **PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

NONE

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

NONE

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**ADVICE LETTER FILINGS**

NONE

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

NONE

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**MISCELLANEOUS COMMUNICATIONS MATTERS**

NONE

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

<b>2/17/09</b> ALJ Barnett	<b>A.08-12-022</b> - Trigger Application of Southern California Edison Company (U 338-E) Requesting a Commission Decision Authorizing Recovery of a \$255 million under-collection in its Energy Resource Recovery Account, to be Implemented in Generation Rates Effective March 1, 2008.
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**CHANGES TO HEARING CALENDAR**

**NEW SETTINGS - NONE**

**RESETTINGS - NONE**

**REMOVALS FROM CALENDAR - NONE**

**HEARINGS CONTINUED**

ALJ Farrar **A.08-06-034** - In the Matter of the Application of Golden State Water Company (U913E) for Authority to Increase Rates for Electric Service by its Bear Valley Electric Service Division, **Evidentiary Hearing held and continued to February 24**

**HEARINGS CONCLUDED - 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*

*(ECP) = Expedited Complaint Procedure*

*(CA) = Closing Argument*

*(EH) = Evidentiary Hearing*

*(OSC) = Order to Show Cause*

*(LM) = Law & Motion*

*(PPH) = Public Participation Hearing*

*(WS) = Workshop*

*(OA) = Oral Argument*

*(IAM) = Initial Arbitration Meeting*

*(FPH) = Full Panel Hearing*

*(STC) = Status Conference*

*(AH) = Arbitration Hearing*

*(FOA) = Final Oral Argument*

*(APPEAL) = Appeal Hearing of General Order 156*

*(CITATION) = Appeal Hearing of Citation*

**2/24/09** **A.08-06-034 (EH)** - In the Matter of the Application of Golden State Water Company (U913E) for Authority to Increase Rates for Electric Service by its Bear Valley Electric Service Division, **Commission Courtroom, San Francisco**  
10:00 a.m.  
ALJ Farrar  
Comr Simon **(Also February 25 – 27)**

**2/26/09** **I.08-03-010 (PHC & WS)** - Order Instituting Investigation on the Commission’s Own Motion to actively promote the development of transmission infrastructure to provide access to renewable energy resources for California, and  
10:00 a.m.  
ALJ Kolakowski  
Comr Peevey **R.08-03-009** - Order Instituting Rulemaking on the Commission’s Own Motion to actively promote the development of transmission infrastructure to provide access to renewable energy resources for California,  
**Commission Auditorium, San Francisco**

**3/4/09** **C.08-10-015 (PHC)** - San Francisco Community Power, Complainant, vs. Pacific Gas and Electric Company (U39E), Defendant,  
1:30 p.m.  
ALJ Hecht  
Comr Chong **Commission Courtroom, San Francisco**

**3/6/09** **A.08-07-024 (PHC)** - In The Matter Of The Application Of Access Integrated Networks, Inc. dba Birch Communications For A Certificate Of Public Convenience And Necessity To Operate As A Provider Of Facilities-Based And Resold Local Exchange Service Within The State Of California,  
10:00 a.m.  
ALJ Ryerson  
Comr Chong **Commission Courtroom, San Francisco**

**3/10/09** **A.07-10-003 (EH)** - In the Matter of the Application of Bigredwire.com, Inc. for Registration as an Interexchange Carrier Telephone Corporation Pursuant to the Provisions of Public Utilities Code Section 1013,  
10:00 a.m.  
ALJ Prestidge  
Comr Simon **Commission Courtroom, San Francisco**

**3/10/09** **C.08-12-007 (PHC)** - Richard S. Calone, Complainant, vs. Point Arena Water Works, Inc., a public utility corporation, (U40W), Defendant,  
10:00 a.m.  
ALJ Bushey  
Comr Bohn **Commission Courtroom, San Francisco**

- 3/10/09**  
2:00 p.m.  
ALJ Bushey  
Comr Bohn  
**A.08-11-009 (PHC)** - Application of CALIFORNIA WATER SERVICE COMPANY (Applicant) (U-60-W), a California corporation, for authorization (i) to require the current or future owners of the parcels known as the "Trend Homes properties" to pay a \$40,000 developer contribution; and (ii) to reimburse Dwight Nelson with that \$40,000 payment,  
**Commission Courtroom, San Francisco**
- 3/10/09**  
7:00 p.m.  
ALJ Kenney  
Comr Simon  
**R.08-11-005 (PPH)** - Order Instituting Rulemaking to Revise and Clarify Commission Regulations Relating to the Safety of Electric Utility and Communications Infrastructure Provider Facilities,  
**Health Services Agency, Building D – Large Auditorium, 1080 Emeline Avenue, Santa Cruz, CA**  
**Also:**  
**3/17/09, 2:00 p.m. & 7:00 p.m., Al Bahr Shriners Center, 5440 Kearny Mesa Road, San Diego, CA,**  
**3/18/09, 7:00 p.m., Junipero Serra State Office Building, Carmel Room – Auditorium, 320 West 4<sup>th</sup> Street, 1<sup>st</sup> Floor, Los Angeles, CA**
- 3/11/09**  
10:00 a.m.  
ALJ Fukutome  
Comr Peevey  
**I.09-01-017 (PHC)** - Investigation on the Commission's Own Motion into the Operations and Practices of Calpine Power America-CA, LLC; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Impose Fines and Sanctions for Calpine's 2007 Violation of System and Local Resource Adequacy Requirements,  
**Commission Courtroom, San Francisco**
- 3/12/09**  
10:00 a.m.  
ALJ DeAngelis  
Comr Bohn  
**A.08-12-006 (PHC)** - In the Matter of the Application of Southern California Gas Company (U904G), Pacific Gas and Electric Company (U39E), and Southwest Gas Corporation (U905G) for Approval of Wholesale Transportation and Exchange Agreements and Related Relief,  
**Commission Courtroom, San Francisco**
- 3/13/09**  
10:00 a.m.  
ALJ Minkin  
Comr Bohn  
**A.04-09-019 (Phase 2) (PHC)** - In the Matter of the Application of California-American Water Company for a Certificate of Public Convenience and Necessity to Construct and Operate its Coastal Water Project to Resolve the Long-Term Water Supply Deficit in its Monterey District and to Recover All Present and Future Costs in Connection Therewith in Rates. (U210W),  
**Commission Courtroom, San Francisco**
- 3/16/09**  
10:00 a.m.  
ALJ Barnett  
**C.09-01-004 (ECP)** - Allan S. Cooperman, Complainant, vs. New Cingular Wireless PCS, LLC, fka AT&T Wireless Services, Inc. (U3060C), Defendant,  
**San Diego State Office Building, 1350 Front Street, Room B-102, San Diego, CA**
- 3/16/09**  
11:00 a.m.  
ALJ Barnett  
**C.09-01-005 (ECP)** - Cyrus Faridi, Complainant, vs. Time Warner Cable Information Services (U6874C), Defendant,  
**San Diego State Office Building, 1350 Front Street, Room B-102, San Diego, CA**
- 3/17/09**  
10:00 a.m.  
ALJ Bemdesderfer  
Comr Bohn  
**C.08-10-019 (EH)** - SRVS Charge Inc., Complainant, vs. Paetec Communications, Inc. (U6097C), Defendant,  
**Commission Courtroom, San Francisco**  
**(Also March 18)**
- 3/17/09**  
2:00 p.m. &  
7:00 p.m.  
ALJ Barnett  
Comr Bohn  
**A.08-09-019 (PPH)** - Application of SOUTHERN CALIFORNIA EDISON COMPANY (U338E) for Authority to, Among Other Things, Increase Its Authorized Revenues For Gas Service For Santa Catalina Island In 2009, And to Reflect That Increase In Rates,  
**The Catalina Country Club, 1 Country Club Drive, Avalon, CA**
- 3/18/09**  
9:30 a.m.  
ALJ Barnett  
Comr Bohn  
**A.08-09-019 (EH)** - Application of SOUTHERN CALIFORNIA EDISON COMPANY (U338E) for Authority to, Among Other Things, Increase Its Authorized Revenues For Gas Service For Santa Catalina Island In 2009, And to Reflect That Increase In Rates,  
**The Catalina Country Club, 1 Country Club Drive, Avalon, CA**

- 3/19/09**  
10:30 a.m.  
ALJ Galvin  
Comr Bohn  
**A.05-08-021 (PHC)** - In the Matter of the Application of SAN GABRIEL VALLEY WATER COMPANY (U337W) for Authority to Increase Rates Charged for Water Service in its Fontana Water Company Division by \$5,662,900 or 13.1% in July 2006; \$3,072,500 or 6.3% in July 2007; and by \$2,196,000 or 4.2% in July 2008, and  
**I.06-03-001** - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service, and Facilities of San Gabriel Valley Water Company (U 337 W),  
**Commission Courtroom, San Francisco**
- 3/19/09**  
6:30 p.m.  
ALJ Kolakowski  
Comr Grueneich  
**A.07-06-031 (PPH)** - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for a Certificate of Public Convenience and Necessity Concerning the Tehachapi Renewable Transmission Project (Segments 4 through 11),  
**City of Chino Hills Council Chambers, 14000 City Center Drive, Chino Hills, CA**
- 3/20/09**  
10:00 a.m.  
ALJ Wong  
Comr Peevey  
**A.04-08-018 (PHC)** - In the Matter of the Application of Southern California Gas Company to Establish Regulatory Authority Over the Access for Natural Gas Provided by California Gas Producers,  
**Commission Courtroom, San Francisco**
- 3/20/09**  
10:00 a.m.  
ALJ Ryerson  
**C.09-01-008 (ECP)** - Valerie Lessley, Complainant, vs. Pacific Gas and Electric Company (U39E), Defendant,  
**Commission Courtroom, San Francisco**
- 4/6/09**  
10:00 a.m.  
ALJ Hecht  
Comr Grueneich  
**A.08-09-023 (EH)** - Application of Southern California Gas Company (U904G) for Approval of Advanced Metering Infrastructure,  
**Commission Courtroom, San Francisco**  
**(Also April 7 – 10)**
- 4/14/09**  
10:00 a.m.  
ALJ Kenney  
Comr Simon  
**R.08-11-005 (PHC)** - Order Instituting Rulemaking to Revise and Clarify Commission Regulations Relating to the Safety of Electric Utility and Communications Infrastructure Provider Facilities,  
**Commission Courtroom, San Francisco**
- 4/20/09**  
10:00 a.m.  
ALJ Wong  
Comr Simon  
**A.08-02-001 (Phase 2) (EH)** - In the Matter of the Application of San Diego Gas & Electric Company (U902G) and Southern California Gas Company (U904G) for Authority to Revise Their Rates Effective January 1, 2009, in Their Biennial Cost Allocation Proceeding,  
**(Also April 21 - 24 and April 27 – May 1)**
- 5/11/09**  
9:30 a.m.  
ALJ Kenney  
Comr Simon  
**R.08-11-005 (EH)** - Order Instituting Rulemaking to Revise and Clarify Commission Regulations Relating to the Safety of Electric Utility and Communications Infrastructure Provider Facilities,  
**Commission Courtroom, San Francisco**  
**(Also May 12 – 13)**
- 5/11/09**  
10:00 a.m.  
ALJ Rochester  
Comr Bohn  
**A.08-07-010 (EH)** - Application of Golden State Water Company (U133W) for an order authorizing it to increase rates for water service by \$20,327,339 or 20.12% in 2010; by \$2,646,748 or 2.18% in 2011; and by \$4,189,596 or 3.37% in 2012 in its Region II Service Area and to increase rate for water service by \$30,035,914 or 32.67% in 2010; by \$1,714,524 or 1.39% in 2011; and by \$3,664,223 or 2.92% in 2012 in its Region III Service Area,  
And Related Matters:  
**A.07-01-009**  
**A.07-01-010**  
**A.07-01-011**  
**A.07-01-012**  
**A.07-01-013**  
**A.07-01-014**  
**A.07-01-015**  
**Commission Courtroom, San Francisco**  
**(Also May 12 – 15)**

- 5/19/09**  
9:00 a.m.  
ALJ Yacknin  
Comr Simon  
**C.08-10-012 (EH)** - Clayton Colwell, Complainant, vs. Southern California Edison Company, (U338E), Defendant,  
**Junipero Serra State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**  
**(Also May 20)**
- 6/8/09**  
10:00 a.m.  
ALJ Long  
Comr Bohn  
**A.08-05-002 (Phase 2) (EH)** - Application of California Water Service Company (U60W) for Authority to Establish its authorized Cost of Capital for the period from January 1, 2009 through December 31, 2011,  
And Related Matters:  
**A.08-05-003**  
**A.08-05-004**  
**Commission Courtroom, San Francisco**  
**(Also June 9 – 12)**
- 6/15/09**  
10:00 a.m.  
ALJ Long  
Comr Bohn  
**A.08-11-014 (EH)** - Application of San Diego Gas & Electric Company for Authority to Update Cost Allocation and Electric Rate Design. (U902E),  
**Commission Courtroom, San Francisco**  
**(Also June 16 – 19)**
- 6/16/09**  
9:30 a.m.  
ALJ Darling  
Comr Bohn  
**A.08-08-004 (EH)** - Application of Sierra Pacific Power Company (U903E) to, among other things, Increase its Authorized Revenues for Electric Service in 2009, Establish Marginal Costs, Allocate Revenues, and Design Rates,  
**Commission Courtroom, San Francisco**  
**(Also June 17 – 19 and June 22)**
- 8/10/09**  
10:00 a.m.  
ALJ Weatherford  
Comr Bohn  
**A.08-09-008 (EH)** - In the Matter of the Application of San Gabriel Valley Water Company (U337W) for authority to establish a conservation rate design, including a Water Revenue Adjustment Mechanism, modified cost balancing account, and conservation Memorandum Account in compliance with Decision No. 08-06-022,  
**Commission Courtroom, San Francisco**  
**(Also August 11 – 14)**
- 8/24/09**  
9:00 a.m.  
ALJ Fukutome  
Comr Peevey  
**A.08-05-023 (EH)** - Application of Pacific Gas and Electric Company for Authority to Increase Revenue Requirements to Recover the Costs to Implement a Program to Improve the Reliability of Its Electric Distribution System. (U 39 E),  
**Commission Courtroom, San Francisco**  
**(Also August 25 – 28)**

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**COMMISSION MEETING OF JANUARY 29, 2009**

**Commissioners Present:**

**Michael R. Peevey, President**

**Dian M. Grueneich**

**John A. Bohn**

**Rachelle B. Chong**

**Timothy Alan Simon**

- D09-01-001  
01/06/2009      A.08-08-019      In the Matter of the Application of Openpop.Com, Inc. doing business as Asiana Telecom for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013.  
**Dismisses order. Closes proceeding.**
- D09-01-002  
01/06/2009      A.08-11-021      ACT TELE, INC., Application of ACT Tele, Inc., dba Positive Telecommunications, Inc., for Registration as an Interexchange Carrier Telephone Corporation Pursuant to the Provisions of Public Utilities Code

Section 1013. **Grants a certificate of public convenience and necessity. Closes proceeding.**

D09-01-003 01/06/2009	A.08-11-022	CVT PREPAID SOLUTIONS, INC., Application of CVT Prepaid Solutions, Inc. for Registration as an Interexchange Carrier Telephone Corporation Pursuant to the Provisions of Public Utilities Code Section 1013. <b>Grants a certificate of public convenience and necessity. Closes proceeding.</b>
D09-01-004 01/14/2009	A.08-04-011	Southern California Edison Company, In the matter of the Application of Southern California Edison Company (U338E) for Approval of Results of Standard Track of its New Generation Request for Offers and for Cost Recovery. <b>Corrects Decision 08-09-041. Closes proceeding.</b>
D09-01-005 01/14/2009	A.08-11-022	CVT PREPAID SOLUTIONS, INC., In the Matter of the Application of CVT Prepaid Solutions, Inc. for Registration as an Interexchange Carrier Telephone Corporation Pursuant to the Provisions of Public Utilities Code Section 1013. <b>Rescinds Decision 09-01-003. Reopens proceeding.</b>
D09-01-006 01/14/2009	C.08-07-026	O1 Communications, Inc. (U6065C), Complainant, vs. Sprint Communications Company, L.P. (U 5112C), Defendant. <b>Dismisses order. Closes proceeding.</b>
D09-01-007 01/22/2009	C.07-08-026	Pac-West Telecomm, Inc. (U5266C), Complainant, vs. Pacific Centrex Services, Inc. (U5998C), Defendant. <b>Dismisses order. Closes proceeding.</b>
D09-01-008 01/29/2009	A.08-06-017	SAN DIEGO GAS & ELECTRIC COMPANY (U902E), Application of San Diego Gas & Electric Company for Expedited Approval of the Miramar Energy Facility II Project. <b>Approves application by San Diego Gas &amp; Electric Company for the Miramar Energy Facility II Project. Closes proceeding.</b>
D09-01-009 01/29/2009	A.04-08-018	In the Matter of the Application of SOUTHERN CALIFORNIA GAS COMPANY to Establish Regulatory Authority over the Access for Natural Gas Provided by California Gas Producers. <b>Addresses the petition for modification of Decision 07-08-029.</b>
D09-01-010 01/29/2009	A.08-09-011	Southern California Edison Company, Application of Southern California Edison Company (U 338-E) For Approval Of Its Forecast 2009 ERRA Proceeding Revenue Requirement, To Increase Its ERRA Proceeding Revenue Requirement by \$341.9 Million Beginning January 1, 2009, To Consolidate All Commission-Authorized Revenue Requirements, And To Set Unbundled Rate Components Beginning January 1, 2009. <b>Authorizes Southern California Edison Company's 2009 Energy Resource Recovery Account forecast. Closes proceeding.</b>
D09-01-011 01/29/2009	A.08-09-019	Southern California Edison Company, 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 2009, And to Reflect That Increase In Rates. <b>Authorizes a memorandum account.</b>
D09-01-012 01/29/2009	A.08-07-030	VAYA TELECOM, INC., In the Matter of the Application of Vaya Telecom, Inc. for a Certificate of Public Convenience and Necessity to Provide Facilities-Based and Resold Local Exchange and Interexchange Services within California. <b>Grants certificate of public convenience and necessity. Closes proceeding.</b>
D09-01-013	R.08-03-008	CPUC - PG&E, SCE, SDG&E AND SOCALGAS, Order Instituting

01/29/2009		Rulemaking Regarding Policies, Procedures and Rules for the California Solar Initiative, the Self-Generation Incentive Program and Other Distributed Generation Issues. <b>Adopts self-generation incentive program budget for 2009 and other operation details for 2009 through 2011.</b>
D09-01-014 01/29/2009	C.08-08-018	(ECP) Eric and Sarah Kubly, Complainants, vs. William Lawrence Ostrom, aka Larry Ostrom, Ostrom Family Trust, dba R.R. Lewis Small Water Company (U83W), Defendant. <b>Grants refund of connection fee. Closes proceeding.</b>
D09-01-015 01/29/2009	A.04-12-004	SAN DIEGO GAS & ELECTRIC COMPANY, SOUTHERN CALIFORNIA GAS COMPANY, In the Matter of the Application of San Diego Gas & Electric Company (U 902 G) and Southern California Gas Company (U 904 G) for Authority to Integrate Their Gas Transmission Rates, Establish Firm Access Rights, and Provide Off-System Gas Transportation Services. <b>Addresses the petition for modification of Decision 06-12-031 filed by Southern California Edison Company. Closes proceeding.</b>
D09-01-016 01/29/2009	A.07-04-009	PACIFIC GAS AND ELECTRIC COMPANY (U 39 E) for Approval of 2008-2020 Air Conditioning Direct Load Control Program. <b>Grants petition to modify Decision 08-02-009. Closes proceeding.</b>
D09-01-017 01/29/2009	A.08-05-028	SKYNET COMMUNICATIONS, INC., In the Matter of the Application of Skynet Communications, Inc. for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. <b>Denies motion to withdraw application and grants registration. Closes proceeding.</b>
D09-01-018 01/29/2009	A.08-11-018	HILLVIEW WATER COMPANY, In the Matter of the Application of Hillview Water Company, a California corporation, to Modify Decision 05-09-031 (U194W). <b>Grants request for modification of Decision 05-09-031. Closes proceeding.</b>
D09-01-019 01/29/2009	A.06-02-028 A.06-02-029 A.06-02-030 A.06-02-031 A.06-02-032 A.06-02-033 A.06-02-034 A.06-02-035 A.06-02-036 A.06-02-037 A.06-02-038 A.06-02-040	In the Matter of the Petition by The SISKIYOU TELEPHONE COMPANY (U 1017 C) for Arbitration of a Compensation Agreement with Cingular Wireless pursuant to 47 C.F.R. Section 20.11(e). <b>Approves arbitrated interconnection agreements. Closes proceedings.</b>
D09-01-020 01/29/2009	A.08-10-010	MARIN AIRPORTER (PSC - 990), Application of Marin Airporter for Authority to obtain a new Zone of Rate Freedom (ZORF) in Local Tariff No.1-B CA P.U.C. No. 3 containing rates and fares for transportation of passengers and their baggage and the performance of specified services related thereto, as authorized by Section 452.2, Public Utilities Code and for authority to depart from the terms of Section 491 of said code when accomplishing such publication. <b>Grants the application of Marin Airporter to increase its passenger fares and to continue to exercise a previously authorized zone of rate freedom, pursuant to Public Utilities Code §§ 454 and 454.2. Closes proceeding.</b>

D09-01-021 01/29/2009	A.08-11-003	MAMMOTH MOUNTAIN SKI AREA, In the Matter of the Application for Approval of the Transfer by sale of PSC3577 from Mammoth Mountain Ski Area to Mammoth Mountain Ski Area, LLC, pursuant to the provisions of Public Utilities Code Section 851 et seq. <b>Grants the application to transfer, pursuant to Public Utilities Code § 851 et seq., a passenger stage corporation certificate from Mammoth Mountain Ski Area (Transferor), a corporation, to Mammoth Mountain Ski Area, LLC (Transferee), a Delaware limited liability company. Closes proceeding.</b>
D09-01-022 01/29/2009	A.08-11-008	RAM J. GIRI, dba NAPA AIRPORTER, In the Matter of the Application of Ram J. Giri, dba Napa Airporter, for authority to operate as a passenger stage corporation between points in Napa, Solano, Sonoma and Yolo Counties and the San Francisco, Oakland and Sacramento International Airports and to establish a Zone of Rate Freedom. <b>Grants the application of Ram J. Giri, an individual, pursuant to Public Utilities (PU) Code § 1031 et seq., for a certificate of public convenience and necessity to operate as a passenger stage corporation, as defined in PU Code § 226, and to establish a zone of rate freedom, pursuant to PU Code § 454.2. Closes proceeding.</b>
D09-01-023 01/29/2009	C.08-03-018	Joan E. Richardson, Steve Pegram, Carl J. Meir, Kathleen Thayer, Tracey Raybon, John L. Barnes, Donald H. Dawson, Patricia O. King, Jerry Amiss, James H. Pelley, Dorothy Reed, James Vitale, and others similarly situated, Complainants, vs. Phillip and Linda Shuey, doing business as Shell Canyon Water Company, an unregulated water company, Defendants. <b>Extends statutory deadline.</b>
D09-01-024 01/29/2009	C.08-02-013	O1 Communications, Inc. (U6065C), Complainant, vs. Verizon California, Inc. (U1002C), Defendant. <b>Extends statutory deadline.</b>
D09-01-025 01/29/2009	A.08-09-021	State of California, Department of Transportation, Application of the California Department of Transportation for an Order Authorizing the removal and reconstruction of five overhead grade separations per GO 26-D; Ninth Street, CPUC Crossing No. 002-80.20-A, USDOT No. 026113F; Baseline Street, CPUC Crossing No. 002-79.90-A, USDOT No. 026112Y; 16th Street, CPUC Crossing No. 002-79.40-A, USDOT No. 026110K; Massachusetts Avenue, CPUC Crossing No. 002-79.00-A, USDOT No. 026109R; and Highland Avenue, CPUC Crossing No. 2-78.6-A, USDOT No. 26108J, over three sets of tracks owned by the BNSF Railway Company, known as the Cajon Subdivision, within the City of San Bernardino, County of San Bernardino, California. <b>Grants the California Department of Transportation permission to remove and reconstruct five overhead grade-separated bridge structures over BNSF Railway Company's (BNSF) Cajon Subdivision railroad tracks, within the City of San Bernardino, in the County of San Bernardino. Closes proceeding.</b>
D09-01-026 01/29/2009	A.08-05-036	SAN DIEGO GAS & ELECTRIC COMPANY (U902E), Application of San Diego Gas & Electric Company (U902E) for Approval of: (i) Contract Administration, Least Cost Dispatch and Power Procurement Activities; and (ii) Costs Related to those Activities Recorded to the Electric Resource Recovery Account, Incurred During the Record Period January 1, 2007 through December 31, 2007. <b>Approves 2007 Energy Resource Recovery Account compliance filing. Closes proceeding.</b>
D09-01-027 01/29/2009	R.06-04-010	CPUC - PG&E, EDISON, SDG&E, SOCALGAS, Order Instituting Rulemaking to examine the Commission's post-2005 energy efficiency policies, programs, evaluation, measurement, and verification, and related issues. <b>Extends statutory deadline.</b>

D09-01-028 01/29/2009	C.07-12-030 C.08-02-009	Fones4All Corporation (U6338C), Complainant, vs. Pacific Bell Telephone Company, d/b/a AT&T California (U1001C), Defendant. <b>Extends statutory deadline.</b>
D09-01-029 01/29/2009	A.08-09-014	CHAMPION BROADBAND CALIFORNIA, LLC (U6944C), CBC BROADBAND HOLDINGS, LLC, Joint Application under Public Utilities Code Sections 851 and 854 for Approval of the Transfer of Assets and Control over the Public Utility Operations of Champion Broadband California, LLC (U6944C) by CBC Broadband Holdings, LLC. <b>Grants application for approval of transfer of assets and control under Public Utilities Code Sections 851 and 854. Closes proceeding.</b>
D09-01-030 01/29/2009	A.08-05-011	BELMONT TELECOM, INC., In the Matter of the Application of Belmont Telecom, Inc. for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. <b>Grants application for registration. Closes proceeding.</b>
D09-01-031 01/29/2009	R.06-04-009	CPUC - PG&E, SDG&E, SOCALGAS, EDISON, Order Instituting Rulemaking to Implement the Commission's procurement incentive framework and to examine the integration of Greenhouse Gas Emissions Standards into procurement policies. <b>Grants intervenor compensation to Community Environmental Council for substantial contributions to Decision (D.) 07-01-039 and D.07-09-017, and denies compensation for D.07-05-063.</b>
D09-01-032 01/29/2009	A.06-12-009 A.06-12-010 I.07-02-013	Application of San Diego Gas & Electric Company for Authority to update its Gas and Electric Revenue Requirement and Base Rates effective on January 1, 2008. (U 902-M) <b>Grants intervenor compensation to Utility Consumers' Action Network for substantial contribution to Decision 08-07-046.</b>
D09-01-033 01/29/2009	R.06-04-009	CPUC - PG&E, SDG&E, SOCALGAS, EDISON, Order Instituting Rulemaking to Implement the Commission's procurement incentive framework and to examine the integration of Greenhouse Gas Emissions Standards into procurement policies. <b>Grants intervenor compensation to Community Environmental Council for substantial contributions to Decision 08-03-018.</b>
D09-01-034 01/29/2009	A.06-12-009 A.06-12-010 I.07-02-013	Application of San Diego Gas & Electric Company (U902M), for Authority to update its Gas and Electric Revenue Requirement and Base Rates effective on January 1, 2008. <b>Grants intervenor compensation to Aglet Consumer Alliance for substantial contribution to Decision 08-07-046.</b>
D09-01-035 01/29/2009	C.07-03-006	CAROLE DOMINGUEZ, Complainant, vs. Pacific Gas and Electric Company, Defendant. <b>Grants intervenor compensation to Robert Sarvey for substantial contribution to Decision 08-02-001. Closes proceeding.</b>
D09-01-036 01/29/2009	A.07-07-015	Application of PACIFIC GAS AND ELECTRIC COMPANY (U39E), and SAN DIEGO GAS & ELECTRIC COMPANY (U902E), for Approval of their Separate Emerging Renewable Resource Programs. <b>Alternate proposed decision denies without prejudice, Emerging Renewable Resource Programs, but authorizes assessment of the WaveConnect Project. Closes proceeding.</b>
D09-01-037 01/29/2009	R.93-04-003 I.93-04-002	CPUC - BOTTLENECK SERVICES, 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. **Modifies Decision 06-03-025 and denies rehearing, as modified.**

D09-01-038 01/29/2009	C.07-11-018	Pacific Bell Telephone Company, a California corporation d/b/a AT&T California (U1001C), Complainant, vs. Global NAPs California, Inc. (U6449C), Defendant. <b>Denies rehearing of Decision 08-09-027. Closes proceeding.</b>
D09-01-039 01/29/2009	R.04-04-003 R.04-04-025	CPUC - PG&E, EDISON, SDG&E, Order Instituting Rulemaking to promote policy and program coordination and integration in electric utility resource planning. <b>Denies application for rehearing of Decision 08-07-048.</b>

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#### SPECIAL RESOLUTIONS

1/13/09	ALJ-232	Dismissal in the Matter of the Appeal Under General Order (GO) 156 by CE Supply, LLC-GO 156 2008-7. <b>Approved.</b>
1/20/09	ALJ-233	Dismissal in the Matter of the Appeal Under General Order (GO) 156 by Lia T. White, White Construction Company GO 156 2008-6. <b>Approved.</b>
1/29/09	ALJ 176-3228	Ratification of preliminary determination of category for proceedings initiated by application. The preliminary determinations are pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure. <b>Approved.</b>
	ALJ-225	This resolution dismisses a \$1,500 penalty assessed for late delivery of Sempra Energy Solutions LLC's August 2008 Month-Ahead Resource Adequacy Compliance Filing. <b>Approved.</b>
	ALJ-231	This resolution approves the assigned Commissioner's ruling changing the preliminary determination of "no need for a hearing" to "the need for a hearing" in A08-06-006 filed by Southern California Gas Company and San Diego Gas & Electric Company. <b>Approved.</b>
	E-4219	This resolution confirms the President of the Commission's selection of William F. Conway, Arnold Gundersen, and Peter Lam for consideration by the California Energy Commission for appointment to the July 1, 2009 vacancy on the Diablo Canyon Independent Safety Committee. <b>Approved.</b>
	E-4220	Advice Letter (AL) 3360-E filed by Pacific Gas and Electric Company (PG&E) on November 12, 2008, AL 2288-E filed by Southern California Edison Company (SCE), on November 12, 2008 and AL 2040-E filed by San Diego Gas & Electric Company (SDG&E) on November 12, 2008. This resolution authorizes PG&E, SCE and SDG&E to modify the trigger condition for the Base Interruptible Program. <b>Approved as set forth in the order.</b>
	E-4221	Advice Letter 3313-E filed by Pacific Gas and Electric Company (PG&E) on August 14, 2008. This resolution addresses PG&E's request for approval of one contract for procurement of renewable energy resources resulting from PG&E's Power Purchase Agreement with Topaz Solar Farms, LLC. <b>Approved.</b>
	E-4224	Advice Letter (AL) 3336-E filed by Pacific Gas and Electric Company on September 4, 2008. This resolution approves with certain exceptions PG&E's AL 3336-E seeking approval under Public Utilities Code Section 851 to sell its non-operating Kern Power Plant facility, associated equipment, and approximately 120-acres of the 152-acre facility property, located within the City of Bakersfield, to World Oil Corp. This resolution has been prepared pursuant to a pilot program specified in Resolution

- ALJ-202 granting expedited treatment to utility proposals meeting certain requirements. **Approved.**
- G-3430 Advice Letter (AL) 2978-G filed by Pacific Gas and Electric Company (PG&E) on December 17, 2008. This resolution approves PG&E's AL 2978-G requesting the approval of a proposed sale of limited sole-customer public utility facilities, including a quitclaim of a gas distribution easement and sale of accompanying gas main and associated appurtenances to the State of California, Department of Corrections and Rehabilitation. **Approved.**
- L-371 This resolution authorizes the disclosure of certain records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of fires in California. **Denied.**
- T-17132 Advice Letter (AL) No. 374 filed by Ponderosa Telephone Company (Ponderosa) on December 28, 2007 and AL No. 374A filed on June 10, 2008. This resolution authorizes California High Cost Fund-A (CHCF-A) support for Ponderosa of \$3,576,223, with an overall Intrastate Rate of Return of 10.00% for test year 2009, resulting in an Intrastate revenue of \$15,255,024. **Approved as set forth in the order.**
- T-17133 Advice Letter No. 320 of Cal-Ore Telephone Company (Cal-Ore) filed on December 27, 2007. This resolution authorizes California High Cost Fund-A (CHCF-A) support for Cal-Ore of \$455,461 with an overall Intrastate Rate of Return of 10.00% for test year 2009, resulting in an Intrastate revenue of \$3,593,720. **Approved as set forth in the order.**
- T-17140 Advice Letter No. 12 filed by Sunesys, LLC (Sunesys) on August 29, 2008. This resolution authorizes Sunesys' request to deploy an aerial fiber optic strand and related facilities on existing utility poles along Highway 9 in Santa Clara County. **Approved.**
- T-17157 Advice Letter (AL) 318 and AL 318A filed by Ducor Telephone Company (Ducor) on December 19, 2007 and July 21, 2008. This resolution authorizes California High Cost Fund-A support for Ducor of \$2,434,584 with an overall Intrastate Rate of Return of 10.00% for test year 2009, resulting in an Intrastate revenue of \$3,981,993. **Approved.**
- T-17158 Advice Letter (AL) No. 231, and AL 231A filed by Pinnacles Telephone Company (Pinnacles) on December 19, 2007, and July 21, 2008. This resolution authorizes California High Cost Fund-A support for Pinnacles of \$245,181, with an overall Intrastate Rate of Return of 10.00% for test year 2009, resulting in Intrastate revenue of \$775,798. **Approved as set forth in the order.**
- T-17181 This resolution adopts a California High Cost Fund-A support for each of the 17 Small Local Exchange Carriers for Calendar Year 2009. **Approved as set forth in the order.**
- T-17184 Advice Letter No. 303 filed by Calaveras Telephone Company (Calaveras) on December 21, 2007. This resolution authorizes California High Cost Fund -A support for Calaveras of \$1,943,960 with an overall Intrastate Rate of Return of 10.00% for test year 2009, resulting in Intrastate revenue of \$6,177,181. **Approved as set forth in the order.**
- TL-19096 This resolution adjusts the rates in Maximum Rate Tariff 4, governing the transportation of used household goods and personal effects by household goods carriers. **Approved.**

- W-4733 Advice Letter 1297-W of Golden State Water Company (GSWC) filed on October 16, 2008. This resolution addresses an order authorizing GSWC to enter into a \$7,352,632 contract for a new customer information/customer relationship management system (CIS/CRM), to file a Tier 3 rate base offset not exceeding \$6,014,574 for the CIS/CRM system when the CIS/CRM system is used and useful, and to track in a memorandum account additional costs up to \$2,612,583 to be requested by an advice letter if uncontested or in an application if contested. **Approved as set forth in the order.**
- W-4735 This resolution addresses an order authorizing a general rate increase, producing additional annual revenues of \$4,582 or 26.6% in test year 2009 for Hat Creek Water Company. **Approved.**
- W-4736 This resolution addresses an order authorizing a general rate increase to produce additional annual revenue of \$142,146 or 33.6% in test year 2007 for Little Bear Water Company. **Approved as set forth in the order.**
- W-4737 This resolution addresses an order authorizing a general rate increase producing additional annual revenue of \$3,741 or 3.91% in 2009 for Del Oro Water Company, Country Estates District. **Approved as set forth in the order.**
- W-4738 Advice Letter No.10 filed by Beasore Meadows Water Company (BMWC) on January 7, 2009. This resolution addresses an order authorizing BMWC recovery costs associated with the repair of a water tank producing additional revenue of \$10,691 or \$137.06 spread over three years. **Approved as set forth in the order.**
- W-4739 Advice Letter 709 of California American Water Company (Cal-Am) filed on October 6, 2008. This resolution addresses an order authorizing a rate base offset increase in rates producing additional gross annual revenues of \$353,861 or 1.06% for Cal Am. **Approved.**
- W-4740 This resolution addresses an order authorizing a general rate increase, for Klein Homes Water Company producing additional annual revenues of \$6,566 or 18.1% for test year 2008. **Approved as set forth in the order.**

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

NONE

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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, except that notices which are filed electronically can be viewed on the Commission's website. They are both available from the filing party who is under the obligation to provide copies of the notice without delay.*

<u>Proceeding # and Caption</u>	<u>Filed Date</u>	<u>Filer</u>	<u>Decisionmaker / Advisor</u>
A06-12-005 – In the Matter of the Application of the Exposition Metro Line Construction Authority for an order authorizing the construction of a two-track at-grade crossing for the Exposition Boulevard Corridor Light Rail Transit Line	2/18/09	Los Angeles Unified School District	Lindsey Brown, advisor to Commissioner Bohn

across Jefferson Boulevard, Adams Boulevard and 23rd Street, all three crossings located along Flower Street in the City of Los Angeles, County of Los Angeles, California, And Related Matters: <b>A06-12-020</b> <b>A07-01-004</b> <b>A07-01-017</b> <b>A07-01-044</b> <b>A07-02-007</b> <b>A07-02-017</b> <b>A07-03-004</b> <b>A07-05-012</b> <b>A07-05-013</b>			
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<u>Proceeding # and Caption</u>	<u>Filed Date</u>	<u>Filer</u>	<u>Decisionmaker / Advisor</u>
<b>A06-12-005</b> – In the Matter of the Application of the Exposition Metro Line Construction Authority for an order authorizing the construction of a two-track at-grade crossing for the Exposition Boulevard Corridor Light Rail Transit Line across Jefferson Boulevard, Adams Boulevard and 23rd Street, all three crossings located along Flower Street in the City of Los Angeles, County of Los Angeles, California, And Related Matters: <b>A06-12-020</b> <b>A07-01-004</b> <b>A07-01-017</b> <b>A07-01-044</b> <b>A07-02-007</b> <b>A07-02-017</b> <b>A07-03-004</b> <b>A07-05-012</b> <b>A07-05-013</b>	2/18/09	Los Angeles Unified School District	Jane Whang, advisor to Commissioner Chong

<u>Proceeding # and Caption</u>	<u>Filed Date</u>	<u>Filer</u>	<u>Decisionmaker / Advisor</u>
<b>A06-12-005</b> – In the Matter of the Application of the Exposition Metro Line Construction Authority for an order authorizing the construction of a two-track at-grade crossing for the Exposition Boulevard Corridor Light Rail Transit Line across Jefferson Boulevard, Adams Boulevard and 23rd Street, all three crossings located along Flower Street in the City of Los Angeles, County of Los Angeles, California, And Related Matters: <b>A06-12-020</b> <b>A07-01-004</b> <b>A07-01-017</b> <b>A07-01-044</b> <b>A07-02-007</b> <b>A07-02-017</b> <b>A07-03-004</b> <b>A07-05-012</b>	2/18/09	Los Angeles Unified School District	Kelly Hymes, advisor to Commissioner Grueneich

<u>Proceeding # and Caption</u>	<u>Filed Date</u>	<u>Filer</u>	<u>Decisionmaker / Advisor</u>
<b>A07-05-013</b>			
<b>A06-12-005</b> – In the Matter of the Application of the Exposition Metro Line Construction Authority for an order authorizing the construction of a two-track at-grade crossing for the Exposition Boulevard Corridor Light Rail Transit Line across Jefferson Boulevard, Adams Boulevard and 23rd Street, all three crossings located along Flower Street in the City of Los Angeles, County of Los Angeles, California, And Related Matters: <b>A06-12-020</b> <b>A07-01-004</b> <b>A07-01-017</b> <b>A07-01-044</b> <b>A07-02-007</b> <b>A07-02-017</b> <b>A07-03-004</b> <b>A07-05-012</b> <b>A07-05-013</b>	2/18/09	Los Angeles Unified School District	Robert Mason, advisor to Commissioner Simon
<b>A07-11-011</b> - Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2009, And to Reflect That Increase In Rates, And Related Matters: <b>I08-01-026</b>	2/18/09	The Utility Reform Network	Commissioners Peevey, Bohn, Chong, Grueneich, and Simon; Andrew Campbell, advisor to Commissioner Chong, and Diana Sanchez, legal intern to Commissioner Chong
<b>A07-12-009</b> - Application of Pacific Gas and Electric Company for Authority to Increase Revenue Requirements to Recover the Costs to Upgrade its SmartMeter™ Program (U39E).	2/18/09	DRA/ANGELOPULO/CPUC	Commissioner Peevey, Commissioner Simon, Commissioner Bohn, Commissioner Chong, and Commissioner Grueneich; and their advisors
<b>R05-06-040</b> - Order Instituting Rulemaking to Implement Senate Bill No. 1488 (2004 Cal. Stats., Ch. 690 (Sept. 22, 2004)) Relating to Confidentiality of Information.	2/19/09	Cogeneration Association of California and Energy Producers and Users Coalition	Paul Phillips, advisor to Commissioner Simon
<b>R06-02-013</b> - Order Instituting Rulemaking to Integrate Procurement Policies and Consider Long-Term Procurement Plans.	2/19/09	Cogeneration Association of California and Energy Producers and Users Coalition	Paul Phillips, advisor to Commissioner Simon

<u>Proceeding # and Caption</u>	<u>Filed Date</u>	<u>Filer</u>	<u>Decisionmaker / Advisor</u>
<b>A07-11-011</b> - Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2009, And to Reflect That Increase In Rates, And Related Matters: <b>I08-01-026</b>	2/19/09	Southern California Edison Company	Commissioner Grueneich and Kelly Hymes, advisor to Commissioner Grueneich

<u>Proceeding # and Caption</u>	<u>Filed Date</u>	<u>Filer</u>	<u>Decisionmaker / Advisor</u>
<b>A07-11-011</b> - Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2009, And to Reflect That Increase In Rates, And Related Matters: <b>I08-01-026</b>	2/19/09	Southern California Edison Company	Andrew Campbell, advisor to Commissioner Chong

<u>Proceeding # and Caption</u>	<u>Filed Date</u>	<u>Filer</u>	<u>Decisionmaker / Advisor</u>
<b>A08-11-001</b> - Application of Southern California Edison Company (U338E) for Applying the Market Index Formula and As-Available Capacity Prices adopted in D.07-09-040 to Calculate Short-Run Avoided Cost for Payments to Qualifying Facilities beginning July 2003 and Associated Relief.	2/19/09	Cogeneration Association of California and Energy Producers and Users Coalition	Paul Phillips, advisor to Commissioner Simon

<u>Proceeding # and Caption</u>	<u>Filed Date</u>	<u>Filer</u>	<u>Decisionmaker / Advisor</u>
<b>R06-02-012</b> - Order Instituting Rulemaking to Develop Additional Methods to Implement the California Renewables Portfolio Standard Program.	2/20/09	Pacific Gas and Electric Company	Jackson Stoddard, advisor to Commissioner Peevey

<u>Proceeding # and Caption</u>	<u>Filed Date</u>	<u>Filer</u>	<u>Decisionmaker / Advisor</u>
<b>A07-11-011</b> - Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2009, And to Reflect That Increase In Rates, And Related Matters: <b>I08-01-026</b>	2/23/09	The Utility Reform Network	Robert Kinosian, advisor to Commissioner Bohn