

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution ALJ 176-3200
Administrative Law Judge Division
October 4, 2007

R E S O L U T I O N

RESOLUTION ALJ 176-3200. Preliminary determinations of category and need for hearing for proceedings initiated by application pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure.

Senate Bill (SB) 960 (Leonard, ch. 96-0856) requires, among other things, that the Commission categorize proceedings and determine the need for hearing for purposes of determining the applicable restrictions on ex parte communications and other applicable rules. The rules implementing these requirements are found, for the most part, in Articles 7 and 8 of the Commission's Rules of Practice and Procedure.

Rule 7.1 requires the Commission to preliminarily determine, for a proceeding initiated by application, the proceeding's category and whether the proceeding requires a hearing. The Commission has reviewed the initial pleading of the utility applicants and makes the preliminary determinations of category and need for hearing as shown in the attached Preliminary Determination Schedule, consistent with the requirements of Rule 7.1.

No public review or comment is required for this resolution pursuant to Rule 14.7.

IT IS ORDERED that:

1. The category and need for hearing for each proceeding initiated by application listed in the attached Schedule of Preliminary Determinations are preliminarily determined, as noted.
2. This resolution is effective today.

I certify that the foregoing resolution was duly introduced, passed, and adopted at a conference of the Public Utilities Commission of the State of California held on October 4, 2007, the following Commissioners voting favorably thereon:

PAUL CLANON
Executive Director

MICHAEL R. PEEVEY
President
DIAN M. GRUENEICH
JOHN A. BOHN
RACHELLE B. CHONG
TIMOTHY ALAN SIMON
Commissioners

PRELIMINARY DETERMINATION SCHEDULE

Resolution ALJ 176-3200 (10/4/07)

NUMBER TITLE	PROPOSED CATEGORY	PRELIM. CATEGORY	HEARING
A07-09-011 HANDS ON VIDEO RELAY SERVICES, INC., In the Matter of the Application of Hands On Video Relay Services, Inc., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013.	NDIEC Registration Application	Ratesetting	NO
A07-09-012 ADVANCED TELCOM, INC. (U6083C), ELECTRIC LIGHTWAVE, LLC (U5377C), ESCHELON TELECOM, INC. (U6864C), WARBURG PINCUS PRIVATE EQUITY IX, L.P., WARBURG PINCUS PRIVATE EQUITY X, L.P., Joint Application of Warburg Pincus Private Equity IX, L.P., Warburg Pincus Private Equity X, L.P. and Electric Lightwave, LLC (U5377C), Eschelon Telecom, Inc. (U6864C) and Advanced Telcom, Inc. (U6083C) For Approval of an Indirect Transfer of Control of Electric Lightwave, LLC, Eschelon Telecom, Inc., and Advanced Telcom, Inc.	Ratesetting	Ratesetting	NO
A07-09-013 NRG Energy Center San Francisco LLC, NRG Energy, Inc., Application of NRG Energy Center San Francisco LLC (U909H) and NRG Energy, Inc. for Authority for NRG Holdco and/or NRG Newco to Acquire Indirect Control over NRG Energy Center San Francisco LLC.	Ratesetting	Ratesetting	NO
A07-09-014 ANTENEH G. LAKEW, dba PARADISE VALLEY SHUTTLE, Application of Anteneh G. Lakew, doing business as Paradise Valley Shuttle for a Certificate of Public Convenience and Necessity to Operate as an on-call, door-to-door, Passenger Stage Corporation between points in the following counties: San Francisco, Alameda, Contra Costa, Santa Clara, Solano, Marin and San Mateo; and the International Airports located in San Francisco, Oakland and San Jose; and to establish a Zone of Rate Freedom.	Ratesetting	Ratesetting	NO
A07-09-015 SIERRA ADVANTAGE, INC., Application of SIERRA ADVANTAGE, Inc., for a Certificate of Public Convenience and Necessity in Order to Provide Limited Facilities-Based and Resold Competitive Local Exchange, Access and Interexchange Service in the State of California.	Ratesetting	Ratesetting	NO

PRELIMINARY DETERMINATION SCHEDULE

Resolution ALJ 176-3200 (10/4/07)

NUMBER TITLE	PROPOSED CATEGORY	PRELIM. CATEGORY	HEARING
A07-09-016 CUSA CC LLC, Application of CUSA CC LLC for a certificate to operate as a scheduled passenger stage corporation between points in Los Angeles and Oceanside and to establish a Zone of Rate Freedom.	Ratesetting	Ratesetting	NO
A07-09-017 San Diego Gas & Electric Company, Application of San Diego Gas & Electric Company (U902E) for Approval of a Power Purchase Agreement with Envirepel Energy, Inc., for Authority to Recover the Costs of Such Power Purchase Agreement in Rates and for Issuance of Certain Findings Related to Compliance with Renewable Portfolio Standard Program Requirements.	Ratesetting	Ratesetting	NO
A07-09-018 EXCITE TELECOM, INC., In the Matter of the Application of Excite 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
A07-09-019 SONOMA COUNTY AIRPORT EXPRESS, INC., In the matter of the Application of SONOMA COUNTY AIRPORT EXPRESS, INC., PSC-1120 to establish a Zone of Rate Freedom of Plus 30% or minus 30%, to its current tariff rates, pursuant to the provisions of Section 454.2 of the Public Utilities Code.	Ratesetting	Ratesetting	NO
A07-09-020 WIDE VOICE, LLC, In the Matter of the Application of Wide Voice, LLC for a Certificate of Public Convenience and Necessity to Provide Limited Facilities-based and Resold Local Exchange, IntraLATA and InterLATA Interexchange Telephone Service in all AT&T California, Verizon California, Citizens Telephone, and SureWest Telephone local exchange areas.	Ratesetting	Ratesetting	NO
A07-09-021 City of San Marcos, Application of the City of San Marcos for an order authorizing construction of an at-grade pedestrian crossing in San Marcos, California, crossing North County Transit District owned railroad in the vicinity of Marcos Street, County of San Diego at Milepost 106E-115.89.	Ratesetting	Ratesetting	NO

**PRELIMINARY DETERMINATION
SCHEDULE**

Resolution ALJ 176-3200 (10/4/07)

NUMBER TITLE	PROPOSED CATEGORY	PRELIM. CATEGORY	HEARING
A07-09-022 BEATRICE MILLER, dba COTTAGE SPRINGS WATER COMPANY, COTTAGE SPRINGS REAL ESTATE, LLC, Application of BEATRICE MILLER doing business as COTTAGE SPRINGS WATER COMPANY requesting approval to sell COTTAGE SPRINGS WATER COMPANY to COTTAGE SPRINGS REAL ESTATE, LLC; the COTTAGE SPRINGS WATER COMPANY system is located in the unincorporated area of CALAVERAS COUNTY.	Ratesetting	Ratesetting	NO
A07-10-001 SOL GROUP TRANSPORT LLC - Application of Sol Group Transport LLC for authority to operate as an on-call Passenger Stage Corporation between points in Mountain View and Redwood City and to establish a Zone of Rate Freedom of \$10 above and below the proposed fare per trip per person.	Ratesetting	Ratesetting	NO