

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491.

Application 03-01-013  
(Filed January 16, 2003)

Application of the Pasadena Avenue Monterey Road Committee and City of South Pasadena for Variance of General Order 75-C.

Application 03-07-049  
(Filed July 25, 2003)

In the Matter of the Application of the City of South Pasadena for Approval of Ordinance 2121 Relating to Limitations of Train Speeds Pursuant to Section 7658 of the California Public Utilities Code.

Application 03-07-050  
(Filed July 25, 2003)

**ADMINISTRATIVE LAW JUDGE'S RULING  
REGARDING SERVICE AND FILING OF DOCUMENTS**

**Service**

In the past month, problems with the service of several documents have come to the attention of the Administrative Law Judge (ALJ):

- Letter from David L. Margrave to ALJ Anne E. Simon, dated May 6, 2004, with enclosure;
- Letter from David L. Margrave to Richard Snoble, Los Angeles County Metropolitan Transportation Authority (LACMTA),

dated May 10, 2004, with copy to Commissioner Susan Kennedy, the Assigned Commissioner in this matter;

- Letter from Paul Little, Los Angeles to Pasadena Metro Blue Line Construction Authority (Construction Authority), to Michael Ten, City of South Pasadena, dated May 24, 2004, with copy to Commissioner Susan Kennedy, the Assigned Commissioner in this matter;
- Letter from David L. Margrave to Paul Little, dated May 26, 2004, with copy to Commissioner Susan Kennedy, the Assigned Commissioner in this matter;
- Reply comments of LACMTA on proposed settlement, filed May 17, 2004; and
- Reply comments of Construction Authority on proposed settlement, filed May 17, 2004.

The first four documents listed above were not served on the entire service list and were not filed with the Commission's Docket Office. They are *ex parte* communications as described in Rule 7 of the Commission's Rules of Practice and Procedure.<sup>1</sup> The senders of these documents should immediately comply with the reporting requirements of Rule 7.1.

Pasadena Avenue Monterey Road Committee (PAMRC) has brought to the attention of the parties and the ALJ the fact that it was not originally served with the Reply Comments of LACMTA and the Construction Authority. Both LACMTA and the Construction Authority have now served PAMRC with those documents. It appears that a current representative of PAMRC has not been

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<sup>1</sup> Unless otherwise indicated, all subsequent citations to rules refer to the Rules of Practice and Procedure, which are codified at Chapter 1, Division 1 of Title 20 of the California Code of Regulations, and citations to sections refer to the Public Utilities Code.

listed on the official service list. The ALJ is placing Mr. Ernest Arnold on the service list as PAMRC's representative.

### **Filing**

On June 2, 2004, PAMRC filed a Sur-Reply of PAMRC to the Comments of the City of South Pasadena on Proposed Settlement Agreement submitted by City of South Pasadena, Los Angeles to Pasadena Metro Blue Line Construction Authority, and Los Angeles County Metropolitan Transportation Authority. This filing is not authorized by the Administrative Law Judge's Ruling Revising Schedule, dated April 8, 2004. In the interest of allowing the parties to develop the record, this filing will be accepted. PAMRC will also be allowed to file in one document a response to the Reply Comments of LACMTA and the Construction Authority with which it has now been served. Any such response must be served and filed not later than June 22, 2004.

With the exception of the documents identified in this ruling, no further documents addressing the proposed settlement may be filed without the prior permission of the ALJ.

### **IT IS RULED** that:

1. The senders of the documents listed below must immediately comply with the *ex parte* reporting requirements of Rule 7.1: letter from David L. Margrave to Administrative Law Judge (ALJ) Anne E. Simon, dated May 6, 2004, with enclosure; letter from David L. Margrave to Richard Snoble, Los Angeles County Metropolitan Transportation Authority (LACMTA), dated May 10, 2004; letter from Paul Little, Los Angeles to Pasadena Metro Blue Line Construction Authority (Construction Authority), to Michael Ten, City of South Pasadena, dated May 24, 2004; letter from David L. Margrave to Paul Little, dated May 26, 2004.



**CERTIFICATE OF SERVICE**

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Regarding Service and Filing of Documents on all parties of record in this proceeding or their attorneys of record. In addition, a copy of this ruling has been served by mail this day to:

David L. Margrave  
City of South Pasadena, City Council  
1414 Mission St.,  
South Pasadena, CA 91030

Dated June 7, 2004, at San Francisco, California.

/s/ KE HUANG

Ke Huang

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.