

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Marvin Ellis,

Complainant,

vs.

Pacific Gas and Electric Company,

Defendant.

(ECP)

Case 04-10-035

(Filed October 26, 2004)

**ADMINISTRATIVE LAW JUDGE'S RULING
DENYING REQUEST TO SUBPOENA WITNESSES**

By letter dated November 4, 2004, Marvin Ellis (Complainant) requested that Sammie Alexander of Pacific Gas and Electric Company and Sheila Davis of the Commission's Consumer Affairs Branch be subpoenaed to appear at the hearing scheduled for December 8, 2004 in this matter.

IT IS RULED that Complainant's request is denied. Complainant may renew his request at the hearing and explain why the presence of the above individuals is necessary to resolve his complaint. (Rule 59.2 – Rules of Practice and Procedure.)

Dated November 8, 2004, at San Francisco, California.

/s/ BERTRAM D. PATRICK

Bertram D. Patrick
Administrative Law Judge

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 Denying Request to Subpoena Witnesses on all parties of record in this proceeding or their attorneys of record.

Dated November 8, 2004, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

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 insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.