

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Revise
Commission General Order Number 95 Pursuant
to Decision 05-01-030.

Rulemaking 05-02-023
(Filed February 24, 2005)

**ADMINISTRATIVE LAW JUDGE'S RULING SCHEDULING
PREHEARING CONFERENCE ON MAY 24, 2005 IN SAN FRANCISCO**

Opening comments in this proceeding were received on April 14, 2005, and reply comments are due on April 29, 2005. This Ruling schedules a Prehearing Conference (PHC) at 10:00 a.m. on Tuesday, May 24, 2005, in San Francisco.

At the PHC, parties will be asked to address the following matters:

- Can the Service List be revised to include only those who have submitted written requests pursuant to Ordering Paragraph 4 of Rulemaking (R.) 05-02-023 or who have sought inclusion at the PHC?
- Is there a need for workshops to be conducted in Los Angeles and in San Francisco similar in format to those conducted in R.01-10-001? If so, should these workshops be conducted by Commission staff? Can the workshops be scheduled and completed in June and July 2005? Should results of the workshops be memorialized in a workshop report or reports?
- Are there disputed issues of fact regarding the Commission's adoption of Proposed Rule 94 to General Order (GO) 95? If so, what are the disputed issues of fact?

- If there are disputed issues of fact, can they be addressed in an evidentiary hearing to be conducted in September 2005, with prepared testimony to be served in August 2005? If an evidentiary hearing is conducted, how many witnesses do the parties contemplate calling and how many days of hearing should be scheduled?
- What are the disputed issues of law regarding adoption of Proposed Rule 94? Should a separate briefing schedule be established to deal with disputed issues of law?
- Should the Commission's mediation process be considered? Do the contested issues lend themselves to a mediated resolution?

The Commission has made it clear that a Proposed Decision in this matter should issue on or about the end of this year. (*See* R.01-10-001, at 17-18.) Parties are asked to adhere to that objective in considering the schedule of further proceedings in this matter.

To ensure wide notice of the PHC, this Ruling is being sent to all service categories for the service lists for R.01-10-001 and to all wireless carriers listed in Appendix C of R.05-02-023.

IT IS RULED that:

1. A Prehearing Conference in this proceeding will be conducted beginning at 10:00 a.m. on Tuesday, May 24, 2005, in the Commission Hearing Room, 505 Van Ness Avenue, San Francisco.
2. At the Prehearing Conference, parties will be asked to address the matters set forth in this Ruling.

3. This Ruling shall be sent to all service categories for the service lists for Rulemaking (R.) 01-10-001 and to all wireless carriers listed in Appendix C of R.05-02-023.

Dated April 22, 2005, at San Francisco, California.

/s/ Glen Walker
Glen Walker
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 Scheduling Prehearing Conference on May 24, 2005 in San Francisco on all parties of record in this proceeding or their attorneys of record.

Dated April 22, 2005, at San Francisco, California.

/s/ Antonina V. Swansen
Antonina V. Swansen

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.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, *e.g.*, sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.