

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking Regarding the
Implementation of the Suspension of Direct
Access Pursuant to Assembly Bill 1X and
Decision 01-09-060

Rulemaking 02-01-011
(Filed January 9, 2002)

**ADMINISTRATIVE LAW JUDGE'S RULING
INCORPORATING REPORT AND LETTER INTO THE RECORD AND
PROVIDING FOR COMMENTS THEREON**

This ruling is issued to formally incorporate into the record in this proceeding the attached "Final Report of the Working Group to Calculate the CRS Obligations Associated with Municipal Departing Load and Direct Access." (Report) The Working Group was formed for the purpose of reaching consensus on calculations and methodologies relating to the "Cost Responsibility Surcharge" (CRS) for Direct Access Load and for Municipal Departing Load (MDL).

The Commission's Energy Division previously served the Report on parties in this proceeding by electronic mail on February 1, 2006. Also attached to this ruling is a February 15, 2006, letter sent to the assigned Administrative Law Judge and served on parties to the proceeding, signed by counsels representing Pacific Gas and Electric Company, Southern California Edison Company, and Departing Load parties. The letter was sent to clarify certain of the recommendations set forth in the Report.

Pursuant to this ruling, parties are placed on notice that both the attached Report and the February 15, 2006 letter are hereby incorporated into the formal

record in this proceeding. Since the Report already sets forth parties' positions on the issues discussed therein, it is not necessary for parties to file additional comments that merely reiterate positions already presented. In the interests of providing a full opportunity to be heard, however, parties will be permitted to file concurrent comments by March 8, 2006, on any issues addressed in the Report, to the extent deemed necessary, to provide a complete record for the Commission's consideration thereof.

IT IS RULED that:

1. The "Final Report of the Working Group to Calculate the CRS Obligations Associated with Municipal Departing Load and Direct Access," and the related February 15, 2006 letter, both attached to this ruling, are hereby incorporated into the official record in this proceeding.

2. Parties are hereby permitted to file concurrent comments on issues addressed in the Report, to the extent deemed necessary, to provide a more complete record for the Commission's consideration. Parties need not file any comments that merely reiterate positions identified in the Report. Comments shall be filed March 8, 2006.

Dated February 23, 2006, at San Francisco, California.

/s/ THOMAS R. PULSIFER
Thomas R. Pulsifer
Administrative Law Judge

