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**Public Utilities Commission of the State of California**  
*William Ahern, Executive Director*

Headquarters

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

Southern California Office

320 West 4<sup>th</sup> Street, Suite 500  
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(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Calendar Archive: [http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

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**Daily Calendar**  
**Friday, May 21, 2004**

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/ Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



**The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities.**

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

E-mail: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)

toll-free: 1-866-849-8390

Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)

TTY: 1-866-836-7825 (toll-free)

1-415-703-5282

**REGULAR COMMISSION BUSINESS MEETINGS**

May 27, 2004	10 am	San Francisco
June 9, 2004	10 am	San Francisco
July 8, 2004	10 am	San Francisco

**COMMISSION RATESETTING DELIBERATIVE MEETINGS  
(Not Open to the Public)**

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

May 24, 2004	1:30 pm	San Francisco
June 7, 2004	1:30 pm	San Francisco
July 2, 2004	1:30 pm	San Francisco

**OTHER COMMISSION MEETINGS**

**NONE**

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**NOTICES****Central Files Revised Office Hours**

Starting May 24, 2004, the Central Files Office will be open for business from 8 a.m. to 12 noon only.

**Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

**Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

**Commission Resources Available for Rental**

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

**SUBSCRIPTION INFORMATION****Subscription to Daily Calendar, Commission Meeting Agenda, and Draft Agenda Items**

For information contact: California Public Utilities Commission  
Attention: Poly Arca  
505 Van Ness Avenue, Room 1003  
San Francisco, CA 94102  
Phone: (415) 703-1798  
E-mail: pol@cpuc.ca.gov

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**COMMISSIONER OFFICE HOURS**

**June 4, 2004**  
**10 am – 3 pm**

**Commissioner Geoffrey Brown**

**Los Angeles CPUC Office**  
**320 West Fourth Street, Suite 500**  
**Los Angeles**

**For further information or to make an appointment, please contact Norm Carter at 1-866-849-8391.**

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**PUBLIC MEETING & WORKSHOPS**
**Resource Adequacy Workshop (R01-10-024) (UPDATED as of 5/19/04)**

<p>May 17, 2004  10 am – 5 pm</p> <p>May 18, 2004  9 am – 4 pm</p> <p>May 26, 2004  10 am</p>	<p>California Public Utilities Commission  505 Van Ness Avenue, Hearing Room  (Corner of Van Ness Avenue and Golden Gate)  <b>San Francisco</b></p>
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These workshops will address the following resource adequacy issues:

1. Phase-in
  - (a) of 115% PRM (by 1/1/08)
    - (1) starting point
    - (2) interim benchmarks
  - (b) of 90% year ahead forward contracting obligation (implement for 2007 per FOF 19)
2. DWR contracts
  - (a) implementation of FOF 22 ("full credit and value") per 2/13 ruling on workshop scope
  - (b) allocation to LSE's for purposes of 90% requirement
3. Tagging
  - (a) capacity market generally within context of RA showing
  - (b) SVMG straw proposal
4. Load Forecasting
  - (a) Procedures for determining which energy efficiency, demand response, and distributed generation programs should be assumed to be "committed" and how impacts are included within load forecast/ definition of "committed" resources
  - (b) In light of procedures discussed in (a), discuss demand response programs as load reduction or supply resource (at an earlier workshop the ISO suggested that we decide after we know the "hours" and stated that if it (presumably the hours) matches, then ISO is okay with it reducing demand, if it doesn't match then ISO would treat it as supply for that # of hours). Now that we have the number of hours for energy limited resources per ISO circulation on 5/13, should this issue be discussed again?
5. TENTATIVE - Local deliverability  
[This topic will be included on 5/26 if the ISO is able to circulate the historical data by 5/20 to the parties. ISO, please contact me to discuss this.]
  - (a) review of historical data from must offer calls - specifically looking at why units are called (limited only to those described as "chronic" at 5/5 workshop)
  - (b) further discussion of deliverability requirements for resource adequacy purposes for resources serving load pockets based on review of historical data above

Contact: Michelle Cooke, Administrative Law Judge, at (415) 703-2637 or mlc@cpuc.ca.gov.

**Workshop Notice/Public Meeting**

<p>California Teleconnect Fund Administrative Committee  May 21, 2004</p>	<p>California Public Utilities Commission  505 Van Ness Avenue, Training Room</p>
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10 am – 3 pm

*(Corner of Van Ness Avenue and McAllister Street)*  
**San Francisco**

1. Introduction; 2. Public Comments; 3. Review and Approval of Previous Meeting Minutes; 4. Liaison Staff Report, a) Administrative Committee Budget Update, b) Status of CTF fund; 5. Budget Development; 6. Annual Report; Formation of Subcommittee; 8. Announcements; 9. Member Recommended Agenda Items: Carrier difficulties in receiving required e-rate information – J. Mondon; Appointment of subcommittee of school & library representatives; 10. New and Old Business: a) Criteria for new applications, b) appointment of subcommittee, c) Status of CTF 04-05 appropriation; and 11) Future Meeting Date and Time.

**Public Workshop Notice – RPS Least Cost Best Fit Workshop**May 24, 2004  
10 am – 5 pmCalifornia Public Utilities Commission  
505 Van Ness Avenue, Auditorium  
*(Corner of Van Ness Avenue and McAllister Street)*  
**San Francisco**May 25, 2004  
10 am – 5 pm

Parties in the Renewable Portfolio Standard (RPS) rulemaking (R04-04-026) will be discussing the refinement and implementation of the Least Cost – Best Fit (LCBF) methodology presented in D03-06-071. Included in the discussion will be the “California Renewable Portfolio Standard Renewable Generation Integration Cost Analysis,” prepared for the CEC and CPUC, which will be incorporated into the LCBF bid ranking process. A detailed agenda will be posted to the service list in advance of the workshop.

Contact: Dan Adler at (415) 355-5586 or [dpa@cpuc.ca.gov](mailto:dpa@cpuc.ca.gov) with any questions.

**Public Meeting Notice – ULTS Administrative Committee**May 28, 2004  
10 am - 12:30 pmCalifornia Public Utilities Commission  
505 Van Ness Avenue, Technical Library  
*(Corner of Van Ness Avenue and McAllister Street)*  
**San Francisco**

Universal Lifeline Telephone Service (ULTS) Trust Administrative Committee will meet on this day. Meeting packet including the agenda for this meeting is available at

<http://www.cpuc.ca.gov/static/industry/telco/public+programs/advisory+boards/ults.htm> or call Angela Young at 415-703-2837.

**Workshop Notice Modification of the Rate Case Plan for Class A Water Utility General Rate Applications**August 25, 2004  
10 am – 4 pmCalifornia Public Utilities Commission  
505 Van Ness Avenue, Hearing Room 3104  
*(Corner of Van Ness Avenue and Golden Gate)*  
**San Francisco**August 26, 2004  
9 am – 4 pmSeptember 14, 2004  
10 am – 4 pmSeptember 29, 2004  
10 am – 4 pmSeptember 30, 2004  
9 am – 4 pmOctober 20, 2004  
10 am – 4 pmOctober 21, 2004  
9 am – 4 pm

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The Water Division is hosting a continuation Workshop August 25 and 26, 2004; September 14, 29, and 30, 2004; and October 20 and 21, 2004, to solicit public input on the need for modification of the Rate Case Plan for Class A Water Utility General Rate Applications (Commission Decision 90-08-045).

The purpose of the workshop is two fold:

To identify the least controversial issues in the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications prepared by the Water Division and;

To discuss the necessary components of an interim rate case plan schedule for year 2004.

For your information, the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications can be found on the Commission website at <http://www.cpuc.ca.gov>. (Go to the "Regulated Areas," select "Water" and scroll down to "Helpful Links".)

Questions regarding the workshop should be addressed to Peter Liu of the Water Division at (415) 703-1390 ([ptl@cpuc.ca.gov](mailto:ptl@cpuc.ca.gov)).

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### NOTICE OF DRAFT RESOLUTIONS (Pursuant to PU Code § 311(g))

This alternate to draft resolution T16818 differs from the proposed resolution in one significant way: It affirms and maintains the Telecommunications Division's policy as adopted in previous resolutions to use the "non-recurring burden test" to permit the discounting or waiver of non-recurring charges when the service provided covers costs. As a consequence, this resolution does not trigger immediate \$56 million in price increases for SBC's telecommunications services which were approved previously through use of the "burden test" is available at the Commission's web site:

[http://www.cpuc.ca.gov/PUBLISHED/COMMENT\\_RESOLUTION/36560.htm](http://www.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/36560.htm)

[http://www.cpuc.ca.gov/PUBLISHED/COMMENT\\_RESOLUTION/36559.htm](http://www.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/36559.htm) (cover letter)

Contact person: Karen Miller @ (415) 703-3073 or [knr@cpuc.ca.gov](mailto:knr@cpuc.ca.gov),

Tim Sullivan @ (415) 703-5462 or [tjs@cpuc.ca.gov](mailto:tjs@cpuc.ca.gov)

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### NEW FILINGS

5/13/04

**Amendment to Application (PUBLIC VERSION).**

**A02-10-007** - New Century Telecom, Inc., for Approval of Stock Purchase Agreement and related Transfer of Control. **The Amendment consists of Applicant's verified Responses to the questions set forth in the March 1, 2004 Ruling of ALJ Kenney.**

5/17/04

**Amendment to Application.**

**A02-11-027** - Comm South Companies, Inc. and Arbros Communications, Inc., for approval of transfer of control to Arcomm Holding Co. **Provides additional information and documents requested in the March 10, 2004 ruling.**

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### PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

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### DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \* ARBITRATOR'S REPORTS

5/20/04

**I03-07-009** - Investigation for the purpose of establishing a list for the fiscal years 2004-2005 and

2005-2006 of existing and proposed crossings at grade of city streets, county roads or state highways in need of separation, or projects affecting the elimination of grade crossings by removal or relocation of streets or railroad tracks, or existing separations in need of alterations or reconstruction in accordance with Section 2452 of the Streets and Highways Code; **Proposed Decision of Commissioner Wood.**

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### ADVICE LETTER FILINGS

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

05/12/04	Telecom 2942	AT&T COMMUNICATIONS OF CALIFORNIA, INC, amended contract ( <b>effective TBD</b> )
05/13/04	Telecom 192-A	US TELEPACIFIC CORPORATION, Supplements A.L.No.192, To restructure the Plus Connections service offering and limit the existing offering to customers of record as of May 15, 2004. ( <b>effective TBD</b> )
05/14/04	Telecom 248	MPOWER COMMUNICATIONS CORP., adds 40 DID numbers to mpower t-1 trunks ( <b>effective TBD</b> )
05/14/04	Telecom 1163-A	XO CALIFORNIA, INC., Supplements A.L.No.1163, CIC Access Service Order Charge ( <b>effective TBD</b> )
05/17/04	Telecom 2944	AT&T COMMUNICATIONS OF CALIFORNIA, INC, revises rates in the custom network services tariff ( <b>effective TBD</b> )
05/17/04	Telecom 2945	AT&T COMMUNICATIONS OF CALIFORNIA, INC, revises rates in the custom network services tariff ( <b>effective TBD</b> )
05/17/04	Telecom 2	TOTAL CALL INTERNATIONAL, INC., adoption of SBC communications and sprint interconnection agreement in its entirety ( <b>effective TBD</b> )
05/18/04	Energy 2508E	PACIFIC GAS & ELECTRIC COMPANY, Notice proposed construction of the Tesia-Newark #2 30 kilovolt reinforcement project in the County of Alameda ( <b>anticipated effective 06/27/04</b> )
05/18/04	Energy 2545G 2509E	PACIFIC GAS & ELECTRIC COMPANY, Addition of three new sites to the hazardous substance mechanism ( <b>anticipated effective 06/27/04</b> )
05/18/04	Energy 1796E	SOUTHERN CALIFORNIA EDISON COMPANY, Contract information for access to support structures pursuant to Decision 98-10-058 ( <b>anticipated effective 06/27/04</b> )
05/18/04	Telecom 55	ACN COMMUNICATIONS SERVICES, INC., revises ULTS ( <b>effective TBD</b> )
05/18/04	Telecom 81	EXCEL TELECOMMUNICATIONS, INC., increase CRS ( <b>effective TBD</b> )

05/18/04	Telecom 24991	PACIFIC BELL, Express contract for DDD-VPP, ZUM3, (HICAP) service ( <b>effective TBD</b> )
05/18/04	Telecom 24992	PACIFIC BELL, Express contract for (HICAP), (PRI), PBX service ( <b>effective TBD</b> )
05/18/04	Telecom 24993	PACIFIC BELL, Express contract for ZUM3, (HICAP), (PRI), PBX, (CTX) service ( <b>effective TBD</b> )
05/18/04	Telecom 24994	PACIFIC BELL, Express contract for (HICAP) (PRI) service ( <b>effective TBD</b> )
05/18/04	Telecom 24995	PACIFIC BELL, Express contract for (HICAP) (PRI) service ( <b>effective TBD</b> )
05/18/04	Telecom 24996	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
05/18/04	Telecom 24997	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
05/18/04	Telecom 24998	PACIFIC BELL, Express contract for (HICAP) (PRI) PBX (ST) service ( <b>effective TBD</b> )
05/18/04	Telecom 24999	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
05/18/04	Telecom 25000	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
05/18/04	Telecom 25001	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
05/18/04	Telecom 25002	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
05/18/04	Telecom 25003	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
05/18/04	Telecom 25004	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
05/18/04	Telecom 25005	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
05/18/04	Telecom 25006	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
05/18/04	Telecom 25007	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
05/18/04	Telecom 111	VARTEC TELECOM INC., introduce the company's additional line service and make minor textual changes ( <b>effective TBD</b> )
05/18/04	Telecom 112	VARTEC TELECOM INC., increase CRS ( <b>effective TBD</b> )
05/19/04	Telecom 81	COMCAST PHONE OF CALIFORNIA, LLC, Limited Withdrawal of Service - Mission Hub Facility only ( <b>effective TBD</b> )
05/19/04	Telecom 10861	VERIZON CALIFORNIA, INC., Express contract ( <b>effective TBD</b> )
05/19/04	Telecom 10862	VERIZON CALIFORNIA, INC., Contract ( <b>effective TBD</b> )
05/19/04	Telecom 10863	VERIZON CALIFORNIA, INC., promotion - MRC discount ( <b>effective TBD</b> )
05/19/04	Telecom 10864	VERIZON CALIFORNIA, INC., Government Contract ( <b>effective</b>

**TBD)**

05/19/04	Telecom 10865	VERIZON CALIFORNIA, INC., Contract ( <b>effective TBD</b> )
05/19/04	Water 1616-A	CALIFORNIA WATER SERVICE COMPANY, Supplements A.L.No.1616, [Willows District] Notify Commission of its recorded balancing/memorandum accounts, and to add a surcharge to the quantity rates for one year to amortize a balancing account undercollection. ( <b>effective TBD</b> )
05/19/04	Water 1619-A	CALIFORNIA WATER SERVICE COMPANY, Supplements A.L.No.1619, [Livermore District] Notify Commission of its recorded balancing/memorandum accounts, and to add a surcharge for 12 months to amortize a balancing account undercollection. ( <b>effective TBD</b> )
05/19/04	Water 1633-A	CALIFORNIA WATER SERVICE COMPANY, Supplements A.L.No.1633, [Willows District] Request review of its recorded balancing/memorandum accounts. ( <b>effective TBD</b> )
05/19/04	Water 1635-A	CALIFORNIA WATER SERVICE COMPANY, Supplements A.L.No.1635, [Livermore District] Request review of its recorded balancing/memorandum accounts. ( <b>effective TBD</b> )
05/20/04	Energy 3378G	SOUTHERN CALIFORNIA GAS COMPANY, Revision of the income-eligibility guidelines, and submission of revised application forms and instructions for the California Alternate Rates for Energy program ( <b>anticipated effective 06/01/04</b> )
05/20/04	Telecom 948	SUREWEST TELEPHONE, Express contract ( <b>effective TBD</b> )

**ADVICE LETTER SUSPENSIONS (Pursuant to M-4801, 04/19/01)**

To inquire about a suspension, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

**NONE**

**ADVICE LETTER PROTESTS**

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

**NONE**

**MISCELLANEOUS TRANSPORTATION ITEMS  
Filings with Consumer Protection and Safety Division**

**NONE**

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**

NONE

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

<p><b>5/11/04</b> ALJ Thorson</p>	<p><b>A.03-10-017</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its South San Francisco District, and  <b>A.03-10-018</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Stockton District, and  <b>A.03-10-019</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Mid-Peninsula District, and  <b>A.03-10-020</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District, and  <b>A.03-10-021</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Bakersfield District, and  <b>A.03-10-031</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District (excluding the service areas of the County Meadows Mutual Water System and the Indian Springs Mutual Water System).</p>
<p><b>5/11/04</b> ALJ Fukutome</p>	<p><b>A.03-10-022 (Reasonableness Phase)</b> - Application of Southern California Edison Company (U 338-E) For Approval of its 2004 Revenue Requirement and Related Estimates Under the Energy Resource Recovery Account (ERRA); And For a Commission Finding that its Procurement-Related and Other Operations were Reasonable for the Record Period September 1, 2001 Through June 30, 2003.</p>
<p><b>5/13/04</b> ALJ Pulsifer</p>	<p><b>R.95-04-043 (FCC Triennial Review Nine-Month Phase)</b> - Order Instituting Rulemaking on the Commission's Own Motion Into Competition for Local Exchange Service, and  <b>I.95-04-044</b> - Order Instituting Investigation on the Commission's Own Motion Into Competition for Local Exchange Service.</p>
<p><b>5/14/04</b> ALJ Vieth</p>	<p><b>A.03-10-006</b> - In the matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service by \$15,377,000 or 19.34% in 2004; by \$6,642,000 or 6.98% in 2005; and by \$6,629,700 or 6.51% in 2006 in its Metropolitan Service Area.</p>

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**ADJOURNMENTS \* RESETTINGS \* HEARINGS CONCLUDED**

<p>ALJ McKenzie</p>	<p><b>Correction to the Daily Calendar of 5/20/04</b>  <b>A.04-03-023</b> - In the Matter of the Application of California-American Water Company (U 210 W) for an order authorizing it to increase its rates for water service in its Coronado District to increase revenues by \$352.9 or 2.86% in the year 2005, to decrease revenues by (\$43.1) or (0.34%) in 2006, and to decrease revenues by (\$28.4) or (0.22%) in 2007, and  <b>A.04-03-024</b> - In the Matter of the Application of California-American Water Company (U 210-W) for an order authorizing it to change its rates for water service in its Village District to decrease revenues by (\$1,254.0) or (6.36%) in the year 2005, to decrease revenues by (\$24.9) or (0.13%) in 2006, and to increase revenues by \$4.7 or 0.03% in 2007,  <b>Prehearing Conference held and concluded</b>  <b>Correction to the Daily Calendar of 5/20/04</b></p>
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- ALJ Prestidge      **C.04-01-020** - Almond Tree Hulling Co.; Arakelian Farms; Baugher Ranch; Beretta Property Management; Campos Brothers Farms; Central California Almond Growers Association; Central Valley Almond Association, Inc.; CF Koehen & Sons, Inc.; Dairyland Hullers; Farmers Cooperative; Harriet Baldwin; Harris-Woolf Almond Huller; Hashem Naraghi; Hilltop Circle L. Ranch; James M. Paiva; James R. Lewis Orchards Inc.; John Wynn; Minturn Almond Huller Co-OP, Inc.; North State Hulling Co-Op, Inc.; Pacific Almond Co.; Paramount Farms, Inc.; Paramount Farming Company; Parreira Almond Processing Co.; Peter D. Peterson; Stewart and Jasper Orchards; South Valley Farms; Strain Orchards; The Hulling Company, Inc.; TM Duche Nut Co. Inc.; Vernon Paddack; West Valley Hulling/Barry Baker; Xcel Shelling, LLC., Complainants, vs. Pacific Gas and Electric Company, and Does 1 through 100, inclusive, Defendant,  
**Evidentiary Hearing held and continued to May 24**
- ALJ Bushey      **I.04-04-002** - In the matter of the Order Instituting Investigation and Order to Show Cause on the Commission's own motion into the operations and practices of Stanley King Chee Wong and Xiu Ping Cui, a partnership doing business as K & T Moving Co. and KW Moving, K & T Moving/K.W. Moving Inc., a California corporation, its Agent for Service of Process Stanley King Chee Wong, and ABC Moving, Inc., a California corporation, its President Su Fen Wu and its Manager Stanley King Chee Wong, Applicants/Respondents,  
**Prehearing Conference held and concluded**
- ALJ Thorson      **I.03-10-038** - Investigation on the Commission's Own Motion into the Operations and Practices of the Conlin-Strawberry Water Co. Inc. (U-177-W), and its Owner/Operator, Danny T. Conlin; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the Superior Court for a Receiver to Assume Possession and Operation of the Conlin-Strawberry Water Co. Inc. pursuant to the California Public Utilities Code Section 855,  
**Prehearing Conference held and no report given**

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#### REMOVALS FROM CALENDAR

- ALJ Halligan      **R.04-04-026** - Order Instituting Rulemaking to Implement the California Renewables Portfolio Standard  
ALJ Allen      Program,  
**Prehearing Conference scheduled for May 28 has been removed from the Calendar**

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#### NEW SETTINGS

- 6/15/04**      **I.04-04-001 (PHC)** - In the matter of the Order Instituting Investigation an Order to Show Cause on the  
10:00 a.m.      Commission's own motion into the operations and practices of Ronen Perez, an individual, Ford Moving  
ALJ Walwyn      and Storage, Inc., a California corporation, and its president, Ronen Perez, Applicants/Respondents,  
Comr Brown      **Commission Courtroom, San Francisco**

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#### LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judges Sarah R. Thomas and John E. Thorson at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

- 5/24/04**      NONE SCHEDULED  
10:00 a.m.

**5/31/04** NONE SCHEDULED  
10:00 a.m.

**6/7/04** NONE SCHEDULED  
10:00 a.m.

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**FINAL ORAL ARGUMENTS (FOA)**

NONE

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**HEARINGS**

Dates in parentheses following the word “also” are subject to change without notice. The assigned Commissioner’s name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

**(PHC) = Prehearing Conference**

**(EH) = Evidentiary Hearing**

**(PPH) = Public Participation Hearing**

**(IAM) = Initial Arbitration Meeting**

**(M) = Mediation**

**(ECP) = Expedited Complaint Procedure**

**(OSC) = Order to Show Cause**

**(WS) = Workshop**

**(FPH) = Full Panel Hearing**

**(AH) = Arbitration Hearing**

**(CA) = Closing Argument**

**(LM) = Law & Motion**

**(OA) = Oral Argument**

**5/24/04** **C.04-01-020 (EH)** - Almond Tree Hulling Co.; Arakelian Farms; Baugher Ranch; Beretta Property Management; Campos Brothers Farms; Central California Almond Growers Association; Central Valley Almond Association, Inc.; CF Koehen & Sons, Inc.; Dairyland Hullers; Farmers Cooperative; Harriet Baldwin; Harris-Woolf Almond Huller; Hashem Naraghi; Hilltop Circle L. Ranch; James M. Paiva; James R. Lewis Orchards Inc.; John Wynn; Minturn Almond Huller Co-OP, Inc.; North State Hulling Co-Op, Inc.; Pacific Almond Co.; Paramount Farms, Inc.; Paramount Farming Company; Parreira Almond Processing Co.; Peter D. Peterson; Stewart and Jasper Orchards; South Valley Farms; Strain Orchards; The Hulling Company, Inc.; TM Duche Nut Co. Inc.; Vernon Paddack; West Valley Hulling/Barry Baker; Xcel Shelling, LLC., Complainants, vs. Pacific Gas and Electric Company, and Does 1 through 100, inclusive, Defendant,  
**Commission Courtroom, San Francisco**

**5/24/04** **I. 03-10-038 (EH)** - Investigation on the Commission's Own Motion into the Operations and Practices of the Conlin-Strawberry Water Co. Inc. (U-177-W), and its Owner/Operator, Danny T. Conlin; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the Superior Court for a Receiver to Assume Possession and Operation of the Conlin-Strawberry Water Co. Inc. pursuant to the California Public Utilities Code Section 855,  
**Commission Courtroom, San Francisco**  
**(also May 25 – 26)**

**5/25/04** **A.02-12-027 (PHC)** - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and  
**A.02-12-028** - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and  
**I.03-03-016** - Order Instituting Investigation on the Commission’s Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,  
**Commission Courtroom, San Francisco**

- 5/25/04**  
10:00 a.m.  
ALJ Simon  
Comr Peevey  
**R.04-01-005 (WS)** - Rulemaking for the Purpose of Amending the Rules of Practice and Procedure to Include the Use of Electronic Mail to Serve Documents in Formal Proceedings before the Commission.  
**Commission Courtroom, San Francisco**
- 5/25/04**  
2:00 p.m. &  
6:00 p.m.  
ALJ Malcolm  
Comr Kennedy  
**A.03-03-043 (PPH)** - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for a Permit to Construct Electrical Facilities With Voltages Between 50 kV and 200 kV: Viejo System Project,  
**Mission Viejo City Hall Council Chamber, 200 Civic Center, Mission Viejo, CA**
- 6/1/04**  
9:00 a.m.  
ALJ Vieth  
Comr Peevey  
**A.03-10-057 (EH)** - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,  
**Commission Courtroom, San Francisco**  
**(also June 2 - 3)**
- 6/1/04**  
9:30 a.m.  
ALJ Long  
Comr Wood  
**A.02-12-027 (EH)** - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and  
**A.02-12-028** - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and  
**I.03-03-016** - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,  
**Commission Courtroom, San Francisco**  
**(also June 2 – 4 and June 7 - 11)**
- 6/1/04**  
10:00 a.m.  
ALJ Koss  
Comr Peevey  
**C.03-08-030 (EH)** – County of Los Angeles, Complainant, vs. Union Pacific Railroad Company, Defendant,  
**Commission Courtroom, San Francisco**
- 6/2/04**  
9:30 a.m.  
ALJ Simon  
Comr Kennedy  
**A.03-01-013 (EH)** - 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, and  
**A.03-07-049** - Application of the Pasadena Avenue Monterey Road Committee and City of South Pasadena for Variance of General Order 75-C, and  
**A.03-07-050** - 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,  
**Commission Courtroom, San Francisco**  
**(also June 3 - 4)**
- 6/2/04**  
10:00 a.m.  
ALJ Patrick  
**C.04-04-023 (ECP)** - African American CalWorks Coalition, Complainant, vs. SBC Pacific Bell, Defendant,  
**Commission Courtroom, San Francisco**
- 6/2/04**  
10:00 a.m.  
ALJ Malcolm  
Comr Peevey  
**R.03-10-003 (EH)** - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,  
**Commission Courtroom, San Francisco**  
**(also June 3 – 4; June 7 – 11; and June 14)**

- 6/4/04**  
10:00 a.m.  
ALJ Galvin  
Comr Peevey  
**A.04-04-005 (PHC)** -Application of Southern California Edison Company (U 338-E) for a Commission Finding that its Procurement-Related and Other Operations for the Record Period July 1 Through December 31, 2003 Complied with its Adopted Procurement Plan; for Verification of its Entries in the Energy Resource Recovery Account; for Recovery of a Nuclear Unit Incentive Reward of \$9.7 million; and for Recovery of \$4.9 Million Recorded in the Electric Energy Transaction Administration Memorandum Account,  
**Commission Courtroom, San Francisco**
- 6/4/04**  
2:00 p.m.  
ALJ Barnett  
**C.04-04-039 (ECP)** – Luis A. Alvarez, Complainant, vs. Southern California Edison Company, Defendant,  
**Fontana Police Department Meeting Room, 8353 Sierra Avenue (behind City Hall, Brown Building) Fontana, CA**
- 6/7/04**  
10:00 a.m.  
ALJ O'Donnell  
Comr Brown  
**R.03-03-017 (EH)** - Order Instituting Rulemaking on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and  
**I.03-03-018** - Order Instituting Investigation on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and  
**C.00-01-017** - Robert Hambly, for Himself and, On Behalf of the Residents of Los Robles Mobilehome Park, Complainant, vs. Hillsboro Properties, a California Limited Partnership, and the City of Novato, Defendants,  
**Commission Courtroom, San Francisco**  
**(also June 8 – 11 at 9:30 a.m.)**
- 6/7/04**  
4:00 p.m. &  
7:00 p.m.  
ALJ Walker  
Comr Lynch  
**A.04-01-031 (PPH)** - Application of Southern California Edison Company (U 338-E) for Authority to, Among Other Things, Increase Its Authorized Revenues for Gas Service for Santa Catalina Island in 2005, and to Reflect That Increase in Rates,  
**CIRS Golf Course Conference Room, 1 Country Club Road, Avalon, CA**
- 6/8/04**  
10:00 a.m.  
ALJ Galvin  
Comr Peevey  
**A.03-12-010 (EH)** - Application of San Diego Gas & Electric Company (U 902 E) for a Finding of Prudence Regarding its Power Procurement Activities, and for Approval of Expenses Recorded to the Electric Resource Recovery Account,  
**Commission Courtroom, San Francisco**  
**(also June 9 at 9:00 a.m.)**
- 6/8/04**  
10:00 a.m.  
ALJ Walker  
Comr Lynch  
**A.04-01-031 (EH)** - Application of Southern California Edison Company (U 338-E) for Authority to, Among Other Things, Increase Its Authorized Revenues for Gas Service for Santa Catalina Island in 2005, and to Reflect That Increase in Rates,  
**CIRS Golf Course Conference Room, 1 Country Club Road, Avalon, CA**  
**(also June 9 – 11)**
- 6/9/04**  
10:00 a.m.  
ALJ Patrick  
**C.04-04-028 (ECP)** - RNM Properties, Complainant, vs. Pacific Bell Telephone Company, dba SBC California, Defendant,  
**Commission Courtroom, San Francisco**
- 6/14/04**  
9:30 a.m.  
ALJ Duda  
Comr Peevey  
**R.93-04-003 (Verizon UNE Phase) (EH)** - Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development of Dominant Carrier Networks, and  
**I.93-04-002** - Investigation on the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks,  
**Commission Courtroom, San Francisco**  
**(also June 15 - 18)**

- 6/14/04**  
10:00 a.m.  
ALJ Brown  
Comr Lynch  
**A.02-05-046 (EH)** - In the Matter of the Application of Southern California Edison Company (U 338 E) Regarding the Future Disposition of the Mohave Generating Station,  
**Commission Courtroom, San Francisco**  
**(also June 15 – 18; June 21 – 25; and June 28 – 30)**
- 6/15/04**  
2:00 p.m.  
ALJ Barnett  
Comr Wood  
**A.04-04-008 (PHC)** - Application of Southern California Edison Company (U 338-E) for Approval of Economic Development Rates,  
**Commission Courtroom, San Francisco**
- 6/15/04**  
10:00 a.m.  
ALJ Walwyn  
Comr Brown  
**I.04-04-001 (PHC)** - In the matter of the Order Instituting Investigation an Order to Show Cause on the Commission's own motion into the operations and practices of Ronen Perez, an individual, Ford Moving and Storage, Inc., a California corporation, and its president, Ronen Perez, Applicants/Respondents,  
**Commission Courtroom, San Francisco**
- 6/16/04**  
10:00 a.m.  
ALJ TerKeurst  
Comr Lynch  
**I.02-11-040 (EH) (Phase I. A)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Commission Courtroom, San Francisco**  
**(also June 17 – 18; June 21 – 25; and June 28 – July 1) (Note: June 21 and 28 at 10:00 a.m. and the remaining days at 9:00 a.m.)**
- 6/16/04**  
11:00 a.m.  
ALJ Econome  
Comr Brown  
**I.04-02-008 (TELEPHONIC - PHC)** – In the Matter of the Order Instituting Investigation on the Commission's Own Motion, Notice of Opportunity for To Be Heard, and Order to Show Cause Regarding the Operations and Practices of Arnold Ray Baeza, an Individual Doing Business as Best Movers,  
**Commission Room 5113, San Francisco**
- 6/21/04**  
9:00 a.m. -  
10:00 a.m.  
ALJ Thorson  
Comr Brown  
**C.03-09-001 (PHC)** - Casmalia Community Services District, Complainant, vs. Unocal Corporation, also known as Casmite Water System, Defendant,  
**Commission Courtroom, San Francisco**
- 6/21/04**  
10:00 a.m. -  
3:00 p.m.  
ALJ Thorson  
Comr Brown  
**C.03-09-001 (EH)** - Casmalia Community Services District, Complainant, vs. Unocal Corporation, also known as Casmite Water System, Defendant,  
**Commission Courtroom, San Francisco**  
**(also June 22 – 25)**
- 6/28/04**  
12:00 noon  
ALJ Barnett  
**C.04-05-024 (ECP)** - Joseph Gorlock, Complainant, vs. San Diego Gas & Electric Company, Defendant,  
**San Diego State Office Building, 1350 Front Street, Room B-102, San Diego, CA**
- 6/29/04**  
10:00 a.m.  
ALJ Simon  
Comr Wood  
**A.04-03-003 (PHC)** - Application of SAN TA CLARA VALLEY TRANSPORTATION AUTHORITY and SOBRATO INTERESTS III, a California limited partnership, for an Order Authorizing Convention of an Existing Private At-Grade Freight Railroad Crossing to a Public Crossing and Approving enhanced Safety Appliances and Procedures at the crossing, adjacent to Winchester Boulevard near State Route 85 located in the Town of Los Gatos, County of Santa Clara, State of California,  
**Commission Courtroom, San Francisco**
- 6/30/04**  
10:00 a.m.  
ALJ Patrick  
**C.04-04-019 (ECP)** - David Hohenfeldt, Complainant, vs. Pacific Gas and Electric Company, Defendant,  
**Commission Courtroom, San Francisco**

- 7/1/04**  
11:00 a.m.  
ALJ Econom  
Comr Brown  
**I.04-02-008 (EH)** - In the Matter of the Order Instituting Investigation on the Commission's Own Motion, Notice of Opportunity for To Be Heard, and Order to Show Cause Regarding the Operations and Practices of Arnold Ray Baeza, an Individual Doing Business as Best Movers,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 7/2/04**  
9:00 a.m.  
ALJ TerKeurst  
Comr Lynch  
**I.02-11-040 (EH) (Phase I. B)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Commission Courtroom, San Francisco**  
**(also July 6 – 9) (Note: July 6 at 10:00 a.m. and the remaining days at 9:00 a.m.)**
- 7/19/04**  
10:00 a.m.  
ALJ Barnett  
Comr Kennedy  
**A.99-04-048 (EH)** - Application of Pacific Gas and Electric Company (U 39 M) for an Order Under Section 851 of the California Public Utilities Code to Sell and Convey Certain Limited Sole-Customer Public Utility Facilities, (U 39 M),  
**Commission Courtroom, San Francisco**  
**(also July 20)**
- 7/19/04**  
9:30 a.m.  
ALJ Mattson  
Comr Wood  
**A.00-07-013 (EH)** - Application of Pacific Gas and Electric Company for Review and Recovery of Costs Recorded in the Electric Restructuring Costs Account (ERCA) for 1999 and Forecast for 2000 and 2001. (U 39 E),  
**Commission Courtroom, San Francisco**  
**(also July 20 – 23)**
- 7/20/04**  
9:00 a.m.  
ALJ Reed  
Comr Lynch  
**A.99-03-025 (EH)** - In the Matter of the Application of Roseville Telephone Company (U 1015 C) to Review Its New Regulatory Framework,  
**Commission Courtroom, San Francisco**  
**(also July 21 – 22)**
- 7/21/04**  
10:00 a.m.  
ALJ Walwyn  
Comr Brown  
**A.04-03-021 (EH)** - Application of Pacific Gas and Electric Company Proposing Cost of Service and Rates for Gas Transmission and Storage Services for 2005 and Backbone Level Service and Rates Starting January 1, 2005, as Required by Commission Decision 03-12-061,  
**Commission Courtroom, San Francisco**  
**(also July 22 – 23 and July 26 – 30)**
- 7/26/04**  
10:00 a.m.  
ALJ Thomas  
Comr Wood  
**R.04-01-006 (EH)** - Order Instituting Rulemaking on the Commission's Proposed Policies and Programs Governing post-2003 Low-Income Assistance Programs,  
**Commission Courtroom, San Francisco**  
**(also July 27)**
- 8/23/04**  
10:00 a.m.  
ALJ O'Donnell  
Comr Brown  
**A.04-01-009 (EH)** – Application of Pacific Gas and Electric Company (U 39 E) for authority to increase revenue requirements to recover the costs to replace steam generators in Units 1 and 2 of the Diablo Canyon Power Plant,  
**Commission Courtroom, San Francisco**  
**(also August 24 – 27 and September 7 – 10) (Note: August 23 & September 7 at 10:00 a.m. and the remaining days at 9:30 a.m.)**
- 9/27/04**  
10:00 a.m.  
ALJ McKenzie  
Comr Lynch  
**I.00-03-001 (EH)** - Investigation into the operations and practices of Qwest Communications Corporation, et al. in concerning compliance with Statutes, Commission decisions, and other requirements applicable to the utility's installation of facilities in California for providing Telecommunications service,  
**Commission Courtroom, San Francisco**  
**(Also September 28 – October 1 and October 4 – 6)**

**10/19/04**      **A.03-12-008 (EH)** - In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY  
10:00 a.m.      (U 60 W), a corporation, for an order authorizing treatment of net proceeds from real property sales as  
ALJ Galvin      subject to Public Utilities Code § 790 and for establishment of memorandum accounts to record net sales  
Comr Kennedy      proceeds,  
                         **Commission Courtroom, San Francisco**  
                         **(also October 20)**

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**NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING**

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

**NONE**

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**NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))**

**NONE**

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**NOTICE OF EX PARTE COMMUNICATIONS**

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

**NONE**

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