

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE

STATE OF CALIFORNIA

ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE,
KATHERINE MacDONALD, in attendance

ADMINISTRATIVE LAW JUDGE ANDREW DUGOWSON, presiding

Appeal of CITATION T.22-10-001/CASE)	EVIDENTIARY
PSG-5685 from Rahmon Momoh issued on)	HEARING
10/24/22 in the amount of \$20,000)	
issued by the California Public)	Citation
Utilities Commission Consumer)	Appeal
Protection and Enforcement Division.)	K.22-11-012

REPORTER'S TRANSCRIPT
Virtual Proceeding
November 12, 2024
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Volume 1



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Reported by: Shannon Ross Winters, CSR No. 8916

VIRTUAL PROCEEDING

NOVEMBER 12, 2024 - 9:46 A.M.

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ADMINISTRATIVE LAW JUDGE DUGOWSON: The Commission will come to order. We are now on the record. Good morning, everyone. Today is November 12th, 2024, and the time is 9:46 a.m.

This is the remote Evidentiary Hearing proceeding for K.22-11-012, the Appeal of Citation T.22-10-001, Case PSG-5865, from Rahmon Momoah issued on October 24th, 2022, in the amount of \$20,000 issued by the California Public Utilities Commission Consumer Protection and Enforcement Division. I'll refer to the Consumer Protection and Enforcement Division as CPED for short.

My name is Andrew Dugowson, and I am the administrative law judge assigned to this proceeding. Joining me on the virtual dais is Assistant Chief Administrative Law Judge Katherine MacDonald. AC MacDonald may also provide instruction or ask questions during the course of this hearing. The purpose of today's evidentiary hearing is for the two parties, CPED and Mr. Torres, to present evidence to help the Commission determine the facts of the case.

My understanding from our off-the-record

1 conversation is that Mr. Torres's counsel will ask for a
2 continuance. So we will not move into the witness
3 calling yet; however, after this introduction, I'll take
4 a formal roll call for everyone seated today, and the
5 formal term for that is appearances.

6 All right. Let's move into appearances. I'll
7 begin with CPED. When I call your name, please state
8 your first and last name, spell it, and state your
9 affiliation, and the location from which you are
10 appearing.

11 Mrs. Rucker.

12 MS. RUCKER: Good morning, your Honor. My name
13 is Catherine Rucker, C-a-t-h-e-r-i-n-e R-u-c-k-e-r, and
14 I'm the attorney representing the Consumer Protection
15 and Enforcement Division, Transportation Enforcement
16 Branch, and my location is in the San Francisco Bay
17 Area.

18 ALJ DUGOWSON: Thank you. I forgot to add,
19 please, at the end of your appearance let me know how
20 you prefer to be referred to; all right.

21 MS. RUCKER: Yes, your Honor. Please refer to
22 me as "Ms. Rucker."

23 ALJ DUGOWSON: Thank you.

24 Mr. Esguerra, please state your appearance.

25 MR. ESGUERRA: Good morning, your Honor. My

1 name is Steve Esguerra. I'm an enforcement analyst with
2 the California Public Utilities Commission,
3 Transportation Enforcement Branch, Consumer Protection
4 and Enforcement Division. Sorry. My first name is
5 S-t-e-v-e, last name, E-s-g-u-e-r-r-a, and you can refer
6 to me as "Steve."

7 ALJ DUGOWSON: Thank you. Is Mr. Esguerra
8 alright?

9 MR. ESGUERRA: Yes. That's fine.

10 Ms. Curtis.

11 MS. CURTIS: Good morning, your Honor. I'm
12 Terra Curtis, T-e-r-r-a C-u-r-t-i-s. I'm the director
13 of the Consumer Protection and Enforcement Division.
14 I'm joining from Davis, California this morning.

15 ALJ DUGOWSON: Thank you.

16 Ms. Lei.

17 MS. LEI: Good morning, your Honor. My name is
18 Shirley Lei, S-h-i-r-l-e-y L-e-i. I am a senior
19 enforcement analyst, and I'm in San Francisco.

20 ALJ DUGOWSON: Thank you.

21 I'll turn to Mr. Torres.

22 MR. TORRES: Good morning, your Honor. Edwin
23 Torres, E-d-w-i-n T-o-r-r-e-s, and I'm from Los Angeles,
24 California.

25 ALJ DUGOWSON: Thank you.

1 Mr. Alderman.

2 MR. ALDERMAN: Daniel Alderman, D-a-n-i-e-l
3 A-l-d-e-r-m-a-n, and I'm here representing Mr. Torres
4 today, and I'm in Los Angeles, California, and you can
5 refer to me as "Mr. Alderman" as that seems to be the
6 trend today. I'm more casual, but this is fine.

7 ALJ DUGOWSON: Thank you, Mr. Alderman.

8 At this point, I will turn to Mr. Alderman. I
9 believe you have a request for a continuance, and can
10 you explain the basis and the request for time.

11 MR. ALDERMAN: Thank you, your Honor. As I
12 stated informally before we began, Mr. Torres has a
13 potential criminal matter against him. He does have a
14 criminal attorney who has been in touch with the DA's
15 Office who said they have not issued a clearance letter
16 yet; hopefully they will, but we don't have that yet.

17 His criminal attorney has told me he cannot
18 testify in this hearing until he does get that clearance
19 letter. So we do ask, because of that, for a
20 continuance.

21 As I said, I just don't know a timeline that I
22 could suggest in that regard. I know there was a recent
23 election and a new district attorney coming on board. I
24 don't know if that delays or speeds up anything their
25 office is doing. I just don't know.

1 Could I, therefore, request 90 days, and,
2 hopefully, we'll have a resolution by at that time. And
3 as I stated, Mr. Torres is willing to negotiate further
4 in terms of, you know, what he is able to do here. If
5 we could do that, we'd certainly like to try to do that
6 as well.

7 ALJ DUGOWSON: Thank you, Mr. Alderman.

8 Ms. Rucker, does CPED have a response to
9 Mr. Alderman's request for a 90-day continuance, at
10 which point it will be followed by a status conference?

11 MS. RUCKER: Catherine Rucker for CPED. We're
12 not opposed to a request for a continuance, and 90 days
13 seems to be reasonable to us.

14 I'm just wondering what if the district
15 attorney's office provides the documents before the 90
16 days?

17 ALJ DUGOWSON: Mr. Alderman, if you're able to
18 get that information earlier, will you submit it as soon
19 as you can?

20 MR. ALDERMAN: Yes, of course, your Honor.

21 ALJ DUGOWSON: Ms. Rucker, are you amenable to
22 that?

23 MS. RUCKER: Catherine Rucker. Yes. We are
24 amenable to that.

25 ALJ DUGOWSON: Thank you.

1 Very well. Then I will grant this motion for a
2 90-day continuance. I will, after this hearing, send an
3 email to the entire service list updating the schedule.
4 At this point we have no more open issues to resolve at
5 this time as far as I see.

6 Does any party have any topics they would wish
7 to raise before we conclude?

8 MR. ALDERMAN: No, your Honor. I'd just like a
9 chance to talk to Ms. Rucker, after we're off the
10 record, to see if there is any interest in trying to
11 resolve this matter.

12 ALJ DUGOWSON: Thank you. I would ask that you
13 contact her directly and not use this forum. Also, I
14 would say you have an assigned neutral, and you can
15 contact Judge Rambo as well.

16 In that case, I would like to thank everybody
17 for your participation, and we're off the record.

18 (At the hour of 9:55 a.m., this matter having
19 been concluded, the Commission then
20 adjourned.)

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE
STATE OF CALIFORNIA

CERTIFICATION OF TRANSCRIPT OF PROCEEDING

I, SHANNON ROSS WINTERS, CERTIFIED SHORTHAND REPORTER
NO. 8916, IN AND FOR THE STATE OF CALIFORNIA, DO
HEREBY CERTIFY THAT THE PAGES OF THIS TRANSCRIPT
PREPARED BY ME COMPRISE A FULL, TRUE, AND CORRECT
TRANSCRIPT OF THE TESTIMONY AND PROCEEDINGS HELD IN
THIS MATTER ON NOVEMBER 12, 2024.

I FURTHER CERTIFY THAT I HAVE NO INTEREST IN THE
EVENTS OF THE MATTER OR THE OUTCOME OF THE PROCEEDING.

EXECUTED THIS JANUARY 10, 2025.



SHANNON ROSS WINTERS
CSR NO. 8916

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