

Decision 15-02-013 February 12, 2015

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

UBS Financial Services, Inc., UBS Realty
Investors, LLC, and UBS Securities LLC

Complainants,

vs.

Pacific Bell Telephone Company d/b/a
AT&T California (U1001C),

Defendant.

Case 14-02-003
(Filed February 18, 2014)

ORDER EXTENDING STATUTORY DEADLINE

Summary

This decision extends the statutory deadline in this proceeding to August 18, 2015.

Background

Public Utilities Code Section 1701.2(d) provides that adjudicatory cases shall be resolved within 12 months of the date that they are initiated unless the Commission makes findings as to why that deadline cannot be met and issues an order extending that deadline.

On February 18, 2014, UBS Financial Services, Inc., UBS Realty Investors, LLC, and UBS Securities LLC, (collectively Complainants) filed a Complaint against Pacific Bell Telephone Company d/b/a AT&T California (U1001C) (AT&T) pursuant to California Public Utilities Code (P.U. Code) Section 1702 and

Article IV of the Rules of Practice and Procedure (Rules) of the Public Utilities Commission of the State of California (the Commission).

A Prehearing Conference (PHC) was noticed in this matter and held on July 8, 2014. At the PHC the parties expressed an interest in utilizing the Commission's alternate dispute resolution services. The parties pursued mediation and appear to have reached an agreement in principle that would resolve the dispute. A 6 month extension of the statutory deadline until August 18, 2015, is necessary to allow the parties to conclude their settlement negotiations and provide the Commission time to deliberate and issue its final decision.

Waiver of Comment Period

Under Rule 14.6(c)(4) of the Commission's Rules of Practice and Procedure, the Commission may reduce or waive the period for public review and comment of proposed decisions extending the deadline for resolving adjudicatory proceedings. Accordingly, pursuant to this rule, the otherwise applicable period for public review and comment is waived.

Assignment of Proceeding

Michael P. Florio is the assigned Commissioner and Darwin E. Farrar is the assigned Administrative Law Judge in this proceeding.

Findings of Fact

1. The 12-month deadline for resolving this complaint case is February 18, 2015.
2. An extension of time until August 18, 2015, is necessary to allow the parties to conclude their settlement negotiations and or allow the Commission time to deliberate and to issue its final decision.

Conclusions of Law

1. The statutory deadline imposed by Public Utilities Code Section 1701.2(d) should be extended until August 18, 2015.
2. This order should be effective immediately.

O R D E R

IT IS ORDERED that the statutory deadline in these proceedings is extended until August 18, 2015.

This order is effective today.

Dated February 12, 2015, at San Francisco, California.

MICHAEL PICKER
President
MICHEL PETER FLORIO
CATHERINE J.K. SANDOVAL
CARLA J. PETERMAN
LIANE M. RANDOLPH