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**Public Utilities Commission of the State of California**

**Public Agenda 3474**  
**Thursday, November 5, 2020 10:00 a.m.**  
**Remotely**

**Commissioners**  
**Marybel Batjer, President**  
**Martha Guzman Aceves**  
**Liane M. Randolph**  
**Clifford Rechtschaffen**  
**Genevieve Shiroma**

Pursuant to Executive Order N-29-20, paragraph 3, that was issued on March 17, 2020, Commissioners may participate remotely from teleconferencing locations. The public may observe, provide public comments during the public comment period, and otherwise participate remotely pursuant to the Bagley-Keene Open Meeting act as described below.

Link to Executive Order N-29-20: <https://www.gov.ca.gov/wp-content/uploads/2020/03/3.17.20-N-29-20-EO.pdf>

For each agenda item, a summary of the proposed action is included on the agenda as well as a link to the related electronic document. The Commission's decision may, however, differ from that proposed. Public Comments are taken up at the beginning of the meeting (10:00 a.m.).

To listen or make comments not to exceed 2 minutes by phone, dial **1-800-857-1917** and enter passcode **9899501**.

Individuals wishing to observe the meeting can do so by accessing our website at

<http://www.adminmonitor.com/ca/cpuc/>

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**Scheduled Commission Meetings**

<b>Ratesetting Deliberative Meeting*</b> <b>Remote</b> <b>(10:00 a.m.)</b> <b>Closed to the Public</b>	<b>Commission Meeting</b> <b>Remote</b> <b>(10:00 a.m.)</b> <b>Open to the Public</b>
Monday, November 2, 2020 (Remotely)	Thursday, November 5, 2020 (Remotely)
Monday, November 16, 2020 (Remotely)	Thursday, November 19, 2020 (Remotely)
Monday, November 30, 2020 (Remotely)	Thursday, December 3, 2020 (Remotely)
Monday, December 14, 2020 (Remotely)	Thursday, December 17, 2020 (Remotely)
Monday, January 11, 2021 (Remotely)	Thursday, January 14, 2021 (Remotely)

*\*Ratesetting Deliberative Meeting dates are reserved as noted but will be held only if there are ratesetting matters to be considered and a Commissioner has requested that a Ratesetting Deliberative Meeting be held.*

**Matters of Public Interest**  
**For the convenience of the public and media representatives, items of widespread public interest will be taken up at the beginning of the meeting.**

For further information contact the Public Advisor  
(415) 703-2074 E-mail: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)



If specialized accommodations for the disabled are needed, please call the Public Advisor at (415) 703 -2074 or TTY # (415) 703-5282 or toll free # 1- 866-836-7825 three business days in advance of the meeting.

## **PUBLIC COMMENT**

The following items are not subject to public comment:

- All items on the closed session agenda.
- 22

### **Public Comment**

### **Consent Agenda**

*Items shown on the Consent Agenda will be taken up and voted on as a group in one of the first items of business of each Commission meeting. Items may be removed from the Consent Agenda for discussion on the Regular Agenda at the request of any Commissioner prior to the meeting.*

### **Consent Agenda - Orders and Resolutions**

1 **Preliminary Categorizations and Hearing Determinations for Recently Filed Formal Applications**

[18886]  
Res ALJ 176-3474

### **PROPOSED OUTCOME:**

- Ratification of preliminary determination of category for proceedings initiated by application. The preliminary determinations are pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure.

### **ESTIMATED COST:**

- None.

**Consent Agenda - Orders and Resolutions (continued)**

2 (Rev.)

**Guidelines to Implement the California Public Utilities Commission Tribal Land Transfer Policy Consistent with Executive Order B-10-11 and the California Public Utilities Commission Tribal Consultation Policy, the Tribal Land Transfer Policy, and Public Utilities Code Section 851**

[18659]

Res E-5076

**PROPOSED OUTCOME:**

- Approves the Guidelines to Implement the California Public Utilities Commission Tribal Land Transfer Policy (TLTP Guidelines), with exemptions for General Order (GO) 173 and GO 69-C conveyances and Pacific Gas and Electric Company watershed lands designated for fee donation.
- The TLTP Guidelines require Investor Owned Utilities (IOUs) requesting permission to dispose of real property under Section 851 of the Public Utilities Code to take affirmative steps to determine whether California Native American Tribes (Tribes) are interested in purchasing the property.

**SAFETY CONSIDERATIONS:**

- Effective administration of the TLTP is part of the responsibility of the IOUs to meet their obligations under Public Utilities Code Section 451 to provide services that promote the safety, health, comfort, and convenience of their patrons, employees and the public.

**ESTIMATED COST:**

- The TLTP will result in some additional noticing and consultation with affected Tribes. The additional cost of implementing the TLTP is not known at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=350143423>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3470, Item 7 9/10/2020 (Staff)

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11/2/2020 - This revision was not listed on the agenda distributed to the public.

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**Consent Agenda - Orders and Resolutions (continued)**

3 **Recommendation to California Transportation Commission  
for Funding for Fiscal Year 2021-2022**

[18771]  
Res SX-140

**PROPOSED OUTCOME:**

- Recommends to the California Transportation Commission for increasing funding under the California Public Utilities Code section 1231.1 to an amount of \$3,750,000 to be allocated in fiscal year 2021-2022 for maintaining automatic grade crossing protection devices.

**SAFETY CONSIDERATIONS:**

- The recommendation to the California Transportation Commission for increasing funding under the California Public Utilities Code section 1231.1 to an amount of \$3,750,000 to be allocated in fiscal year 2021-2022 for maintaining automatic grade crossing protection devices will increase at-grade rail crossing safety throughout California by assuring properly maintained automatic warning devices.

**ESTIMATED COST:**

- There are no costs associated with this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=349860370>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3473, Item 2 10/22/2020 (Staff)

**Consent Agenda - Orders and Resolutions (continued)**

4 **Enforcement Policy and Penalty Assessment Methodolgy**

[18820]

Res M-4846

**PROPOSED OUTCOME:**

- Approves the Commission Enforcement Policy and its Appendix on Penalty Assessment Methodology.
- Establishes enforcement guidelines.
- Authorizes staff to draft Administrative Consent Orders and Administrative Enforcement Orders subject to Commission review and disposition.

**SAFETY CONSIDERATIONS:**

- An effective enforcement program improves compliance with rules and regulations by utilities and other entities subject to Commission jurisdiction, which improves safety for employees, customers and the public.

**ESTIMATED COST:**

- There are no costs associated with this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348036813>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

**Consent Agenda - Orders and Resolutions (continued)**

5 **California Energy Commission Requests Approval of its  
Fiscal Year 2020-2021 Natural Gas Research Budget**

[18824]

Res G-3571

**PROPOSED OUTCOME:**

- Approves the California Energy Commission's (CEC) Natural Gas Research and Development Program, Proposed Budget Plan for Fiscal Year 2020-21 with a budget of \$24 million, pursuant to California Public Utilities Commission Decision (D.) 04-08-010.
- Requests changes in how CEC submits future Natural Gas Research and Development Program Proposed Budget Plans to CPUC and requests other process changes to increase opportunities for public input.

**SAFETY CONSIDERATIONS:**

- This Resolution approves and prioritizes \$9.1 million to advance natural gas infrastructure safety and integrity projects. Successful research in this area will support safe infrastructure operation including advancing pipeline corrosion detection and repair technologies.
- This Resolution approves up to \$3 million to advance the safe use of natural gas blends in residential appliances.

**ESTIMATED COST:**

- Approves \$24 million for Fiscal Year 2020-2021, as previously authorized by D.04-08-010.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=350143395>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

**Consent Agenda - Orders and Resolutions (continued)**

6 **Appeal by Uber Technologies, Inc. and Lyft Inc. of Consumer Protection and Enforcement Division's Confidentiality Determination**

[18826]  
Res ALJ-388

**PROPOSED OUTCOME:**

- Denies the Appeals by Uber Technologies, Inc. and Lyft Inc. of the Consumer Protection and Enforcement Division's Confidentiality Determination.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this resolution.

**ESTIMATED COST:**

- There are no costs associated with this resolution.

(Judge Chiv)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=347986565>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

**Consent Agenda - Orders and Resolutions (continued)**

7

**Bay Area Rapid Transit Irvington Station Project Safety and Security Certification Plan**

[18827]

Res ST-240

**PROPOSED OUTCOME:**

- Grants the request of the Bay Area Rapid Transit (BART) District for approval of the Safety and Security Certification Plan for its Irvington Station Project.

**SAFETY CONSIDERATIONS:**

- This Resolution considers the safety and security of BART's rail transit system. This safety and security certification plan meets the requirements set forth by General Order 164-E Section 11 and the California Public Utilities Commission Rail Transit Safety Branch Program Management Standard Procedures Manual.

**ESTIMATED COST:**

- There are no costs associated with this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=349855036>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*



**Consent Agenda - Orders and Resolutions (continued)**

8                                    **Large Thermal Energy Storage Incentive Calculation  
Methodology Proposal for the Self-Generation Incentive  
Program and Proposed Updates to the Self-Generation  
Incentive Program Handbook**

[18828]  
Res E-5106

**PROPOSED OUTCOME:**

- Rejects the jointly filed Advice Letters of Southern California Gas Company (SoCalGas) 5640-G, Pacific Gas and Electric Company (PG&E) 4255-G/5839-E, Southern California Edison Company (SCE) 4223-E, and the Center for Sustainable Energy (CSE) 112-E.
- Requires a joint Tier 2 advice letter from SoCalGas, PG&E, SCE, and CSE to propose a dynamic Large Thermal Energy Storage incentive methodology based on actual system specifications and site-specific monitoring and data collection, as detailed herein.

**SAFETY CONSIDERATIONS:**

- The California Public Utilities Commission previously established safety parameters related to the Self Generation Incentive Program (SGIP). As a result, there are no expected incremental safety implications associated with approval of this Resolution.

**ESTIMATED COST:**

- There are no costs associated with this Resolution beyond funding that was previously approved for SGIP energy storage technologies in Decision 19-09-027 and Decision 20-01-021. This resolution has no additional impacts on rates.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=350153001>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

**Consent Agenda - Orders and Resolutions (continued)**

9 **Clean Power Alliance's Tariffs to Implement the Disadvantaged Communities Green Tariff and Community Solar Green Tariff Programs**

[18830]

Res E-5102, Advice Letter (AL) 4-E and AL 4-E-A filed July 17, 2020 - Related matters.

**PROPOSED OUTCOME:**

- Approves Clean Power Alliance's Advice Letter 4-E/E-A to create Disadvantaged Communities Green Tariff (DAC-GT) and Community Solar Green Tariff (CSGT) rates and program design in compliance with Decision 18-06-027.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this resolution.

**ESTIMATED COST:**

- The costs to implement the DAC-GT and CSGT programs have yet to be determined. The impact on rates cannot be estimated at this time, because these programs will be funded through greenhouse gas allowance proceeds and only then, if insufficient revenue is available, through public purpose program funds

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=349860847>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

**Consent Agenda - Orders and Resolutions (continued)**

10

**California Water Service Company to Issue and Sell  
Additional Debt and Equity Securities**

[18837]

A.19-12-013

Application of California Water Service Company, a California corporation, for authorization to: (1) issue new Debt Securities in an aggregate principal amount up to \$700 million, in addition to previously-authorized amounts; (2) issue new Equity Securities in an aggregate principal amount up to \$700 million, in addition to previously-authorized amounts; (3) include certain features in the Debt or Equity Securities or to enter into certain derivative transactions related to underlying debt in order to improve the terms and conditions of the new securities and with the goal of lowering the cost of money for the benefit of ratepayers; and (4) take all other appropriate actions.

**PROPOSED OUTCOME:**

- Grants the relief requested and authorizes California Water Service Company to issue and sell \$700 million in debt and securities.
- Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this decision.

**ESTIMATED COST:**

- Costs are paid by the applicant and not borne by ratepayers.

(Comr Shiroma - Judge Fortune)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=349930009>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

**Consent Agenda - Orders and Resolutions (continued)**

11

**Motion to Withdraw Application 19-03-008 for Utility Owned Solar Generation**

[18862]

A.19-03-008

In the Matter of the Application of Golden State Water Company, on behalf of its Bear Valley Electric Service Division, for Approval to Acquire, Own, and Operate the Bear Valley Solar Energy Project.

**PROPOSED OUTCOME:**

- Grants the Motion of Golden State Water Company on behalf of Bear Valley Electric Service to withdraw its Application.
- Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this decision.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Shiroma - Judge Jungreis )

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348206885>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

**Consent Agenda - Orders and Resolutions (continued)**

12

**Modification of Decision 19-04-021 Regarding Foster Youth Pilot Program**

[18867]

R.20-02-008

Order Instituting Rulemaking to Update the California Universal Telephone Service (California LifeLine) Program.

**PROPOSED OUTCOME:**

- Modifies Decision 19-04-021 to raise the monthly subsidized amount for foster youth pilot participants without increasing the budget for the pilot program.
- This proceeding remains open.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this decision.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Shiroma - Judge Wang)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348821723>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.*

**Consent Agenda - Orders and Resolutions (continued)**

13

**Southern California Edison Company Financing Order  
Authorizing Issuance of Securitized Recovery Bond to Fund  
Fire Risk Mitigation Plan Capital Expenditures**

[18877]

A.20-07-008

Application of Southern California Edison Company for Authority to Securitize Certain Costs and Expenses Pursuant to Public Utilities Code Section 850 et seq.

**PROPOSED OUTCOME:**

- Grants Application for Financing Order Authorizing Issuance of Securitized Recovery Bond.
- Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- There are positive safety considerations associated with this Financing Order, as it finances Southern California Edison Company's (SCE) Grid Safety and Resiliency Program which is part of SCE's fire risk mitigation plan.

**ESTIMATED COST:**

- Reduces financing costs by estimated \$173,500,000 for previously-approved investments, offset by \$5,355,143 expected cost to issue Recovery Bond, resulting in net decrease to ratepayers.

(Comr Batjer - Judge Jungreis )

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348814659>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

**Consent Agenda - Intervenor Compensation Orders**

14

**Intervenor Compensation to The Utility Reform Network**

[18869]

A.19-04-013

Application of PacifiCorp, an Oregon company, for Approval of its Proposed Net Billing Tariff to Compensate Eligible Customers.

**PROPOSED OUTCOME:**

- Awards The Utility Reform Network (TURN) \$22,702.55 for substantial contribution to Decision 20-01-007. That Decision adopted the application of PacifiCorp d/b/a Pacific Power for its proposed net billing program, subject to certain modifications, replacing PacifiCorp's net metering tariff for onsite solar generation. TURN originally requested \$22,702.55.

**SAFETY CONSIDERATIONS:**

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions "necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

- \$22,702.55 plus interest, to be paid by ratepayers of PacifiCorp d/b/a Pacific Power.

(Comr Shiroma - Judge Doherty)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348799284>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

**Consent Agenda - Intervenor Compensation Orders (continued)**15 **Intervenor Compensation to National Diversity Coalition**

[18870]

A.17-10-007, A.17-10-008 - Related matters.

Application of San Diego Gas & Electric Company for Authority, Among Other Things, to Update its Electric and Gas Revenue Requirement and Base Rates Effective on January 1, 2019. Consolidated application includes Southern California Gas Company.

**PROPOSED OUTCOME:**

- Awards National Diversity Coalition (NDC) \$114,174.25, for substantial contribution to Decision 19-09-051. That Decision addressed the test year 2019 general rate case applications of San Diego Gas & Electric Company (SDG&E), and Southern California Gas Company (SoCalGas). NDC originally requested \$146,902.50.

**SAFETY CONSIDERATIONS:**

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions "necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

- \$114,174.25, plus interest, to be paid by the ratepayers of SDG&E and SoCalGas.

(Comr Randolph - Judge Lakhanpal - Judge Lirag)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348764825>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*



**Consent Agenda - Intervenor Compensation Orders (continued)**

16 **Intervenor Compensation to Wild Tree Foundation**

[18871]

R.19-07-017

Order Instituting Rulemaking to Consider Authorization of a Non-Bypassable Charge to Support California's Wildfire Fund.

**PROPOSED OUTCOME:**

- Awards Wild Tree Foundation (WTF) \$26,551.20 for substantial contribution to Decision 19-10-056. That Decision imposed a non-bypassable charge on the ratepayers of California's large electrical corporations in order to support California's new Wildfire Fund. WTF originally requested \$28,134.75.

**SAFETY CONSIDERATIONS:**

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.

**ESTIMATED COST:**

- \$26,551.20, plus interest, to be paid by the ratepayers of Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas & Electric Company, Liberty Utilities, Bear Valley Electric Service, and Pacific Power.

(Comr Rechtschaffen - Judge Doherty)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=349853403>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

**Consent Agenda - Intervenor Compensation Orders (continued)**

17

**Intervenor Compensation to The Natural Resources Defense Council**

[18872]

R.14-10-003

Order Instituting Rulemaking to Create a Consistent Regulatory Framework for the Guidance, Planning and Evaluation of Integrated Distributed Energy Resources.

**PROPOSED OUTCOME:**

- Awards The Natural Resources Defense Council (NRDC) \$30,108.75, for substantial contribution to Decision (D.)19-05-019. That Decision adopted three new cost-effectiveness analysis framework policies for distributed energy resources. NRDC originally requested \$30,748.75.

**SAFETY CONSIDERATIONS:**

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions "necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

- \$30,108.75, plus interest, to be paid by the ratepayers of Pacific Gas and Electric Company, Southern California Edison Company and San Diego Gas & Electric Company.

(Comr Batjer - Judge Hymes)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348813934>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

**Consent Agenda - Intervenor Compensation Orders (continued)**

18

**Intervenor Compensation to Center for Accessible  
Technology**

[18876]

R.11-03-013

Order Instituting Rulemaking Regarding Revisions to the California Universal Telephone Service (LifeLine) Program.

**PROPOSED OUTCOME:**

- Awards Center for Accessible Technology (CforAT) \$29,569.75, for substantial contribution to Decision (D.) 19-04-021, D.19-11-008, D.20-02-004 and D. 20-02-042. D.19-04-021 authorized the pilot programs of Boost Mobile and iFoster, Inc. within the California LifeLine Program. D.19-11-008 extended the authorization for the California Universal Telephone Service Fund to make up for the loss of federal support for participants who qualify only under California eligibility criteria. D.20-02-004 authorized the California Universal Telephone Service Program to replace \$2.00 per month of reduced federal support for wireline participants from December 1, 2019 through November 30, 2020. D.20-02-042 extended authorization to replace federal support for California-only participants. CforAT originally requested \$29,367.00.

**SAFETY CONSIDERATIONS:**

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions "necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

- \$29,569.75, plus interest, to be paid by the Commission's Intervenor Compensation Fund.

(Comr Shiroma - Judge MacDonald - Judge Wang)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348815946>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.*

## Regular Agenda

### Regular Agenda- Energy Orders

A (Rev.)                                   **COMMISSIONER RANDOLPH'S ALTERNATE TO ITEM 18834**  
[18835]  
R.13-11-005  
Order Instituting Rulemaking Concerning Energy Efficiency Rolling Portfolios, Policies, Programs, Evaluation, and Related Issues.

#### **PROPOSED OUTCOME:**

- Places a moratorium on the Energy Savings Performance Incentive Program in its current form, until the Commission resolves policy issues related to potential and goal-setting and until after the portfolio transition process for statewide and third-party programs is completed over the next few years.

#### **SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this decision.

#### **ESTIMATED COST:**

- This decision would save ratepayers of the large investor-owned electric and natural gas utilities between approximately \$30 million per year up to approximately \$75 million per year.

(Comr Randolph)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348070799>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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11/2/2020 - Moved to Item (38 Child Item) on the agenda.

**Regular Agenda- Energy Orders (continued)****19 Decision Continuing Efficiency Savings and Performance Incentive Mechanism**

[18834]

R.13-11-005

Order Instituting Rulemaking Concerning Energy Efficiency Rolling Portfolios, Policies, Programs, Evaluation, and Related Issues.

**PROPOSED OUTCOME:**

- Continues the Energy Savings Performance Incentive program in its current form, due to the heightened importance of the energy efficiency resource and the fact that the Commission has continued to select the investor-owned utilities as program administrators.
- Commits to reexamining the structure of shareholder incentive opportunities further once several other policy issues related to potential and goal-setting are resolved, currently scheduled for 2021.
- Clarifies opportunities for lead utility administrators for statewide programs, including where Southern California Gas has been prohibited from participation except for program funding.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this decision.

**ESTIMATED COST:**

- This decision would allow for potential costs of between approximately \$30 million and approximately \$75 million per year, depending on administrator performance in delivering energy savings, from the ratepayers of the large investor-owned electric and natural gas utilities.

(Comr Randolph - Judge Fitch)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=349934488>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

**Regular Agenda- Energy Orders (continued)**

19A (Rev.)                      **COMMISSIONER RANDOLPH'S ALTERNATE TO ITEM 18834**

[18835]

R.13-11-005

Order Instituting Rulemaking Concerning Energy Efficiency Rolling Portfolios, Policies, Programs, Evaluation, and Related Issues.

**PROPOSED OUTCOME:**

- Places a moratorium on the Energy Savings Performance Incentive Program in its current form, until the Commission resolves policy issues related to potential and goal-setting and until after the portfolio transition process for statewide and third-party programs is completed over the next few years.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this decision.

**ESTIMATED COST:**

- This decision would save ratepayers of the large investor-owned electric and natural gas utilities between approximately \$30 million per year up to approximately \$75 million per year.

(Comr Randolph)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348070799>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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11/2/2020 - This item appeared as Item (19 Child Item) on the agenda distributed to the public.

**Regular Agenda- Transportation/Rail Safety Resolutions and Reports**

20

**Settlement of Megan C. Murray's Citation Appeal**

[18650]

Res ALJ-385

Appeal of Megan C. Murray, an Individual Rite Time Transport Long Beach from Citation F-5599 issued on August 27, 2019 by the Transportation Enforcement Branch, Consumer Protection and Enforcement Division.

**PROPOSED OUTCOME:**

- Adopts Settlement of Citation Appeal No. F-5599.
- Closes K.19-10-009.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this resolution.

**ESTIMATED COST:**

- There are no costs associated with this resolution.

(Judge Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=345840543>*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3468, Item 21 8/27/2020 (Rechtschaffen);

Agenda 3470, Item 4 9/10/2020 (Rechtschaffen);

Agenda 3472, Item 11 10/8/2020 (Staff)

**Regular Agenda- Consumer Protection and Enforcement Division Reports and Resolutions**

21 **New Citation Program Authorizing Consumer Protection and Enforcement Division to Enforce Investor Owned Utilities Compliance with Enhanced Net Energy Metering Interconnection Application Requirements**

[18365]  
Res UEB-004

**PROPOSED OUTCOME:**

- Approves citation program for enforcing the Net Energy Metering interconnection application consumer protection requirements enacted in Decisions (D.)16-01-044, D.18-09-044 and D.20-02-011.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this resolution.

**ESTIMATED COST:**

- There are no costs associated with this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348876746>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3463, Item 5 6/11/2020 (Staff);  
Agenda 3465, Item 3 7/16/2020 (Staff);  
Agenda 3468, Item 2 8/27/2020 (Batjer);  
Agenda 3470, Item 2 9/10/2020 (Staff);  
Agenda 3473, Item 6 10/22/2020 (Guzman Aceves)



**Regular Agenda- Orders Extending Statutory Deadline**

22

**Order Extending Statutory Deadline**

[18819]

C.19-11-008

Utility Telecom Group, LLC vs. Pacific Bell Telephone Company d/b/a AT&T California.

**PROPOSED OUTCOME:**

- Extends Statutory Deadline for completion of this proceeding until May 7, 2021.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations implicated with this Order Extending Statutory Deadline.

**ESTIMATED COST:**

- There are no costs associated with this Order Extending Statutory Deadline.

(Comr Randolph - Judge Kline )

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=347909731>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.*

**Regular Agenda- Orders Extending Statutory Deadline** (continued)

23 **Order Extending Statutory Deadline**

[18859]

R.18-07-003

Order Instituting Rulemaking to Continue Implementation and Administration, and Consider Further Development, of California Renewables Portfolio Standard Program.

**PROPOSED OUTCOME:**

- Extends Statutory Deadline for completion of this proceeding until December 31, 2021.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations implicated with this Order Extending Statutory Deadline.

**ESTIMATED COST:**

- There are no costs associated with this Order Extending Statutory Deadline.

(Comr Rechtschaffen - Judge Atamturk - Judge Lakhanpal)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348728794>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

**Regular Agenda- Orders Extending Statutory Deadline (continued)**

24 **Order Extending Statutory Deadline**

[18879]

I.15-08-019

Order Instituting Investigation on the Commission's Own Motion to Determine Whether Pacific Gas and Electric Company and PG&E Corporation's Organizational Culture and Governance Prioritize Safety.

**PROPOSED OUTCOME:**

- Extends Statutory Deadline for completion of this proceeding until November 8, 2021.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations implicated with this Order Extending Statutory Deadline.

**ESTIMATED COST:**

- There are no costs associated with this Order Extending Statutory Deadline.

(Comr Batjer - Judge DeAngelis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=348902690>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

**Regular Agenda- Orders Extending Statutory Deadline (continued)**

25 **Order Extending Statutory Deadline**

[18881]

A.19-02-004

Application of Pacific Gas and Electric Company, a California corporation, for a Permit to Construct the Humboldt Bay-Humboldt #1 60 kV Reconductoring Project Pursuant to General Order 131-D.

**PROPOSED OUTCOME:**

- Extends Statutory Deadline for completion of this proceeding until February 1, 2021.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations implicated with this Order Extending Statutory Deadline.

**ESTIMATED COST:**

- There are no costs associated with this Order Extending Statutory Deadline.

(Comr Shiroma - Judge Buch)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=349100304>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

**Regular Agenda- Orders Extending Statutory Deadline** (continued)

26 **Order Extending Statutory Deadline**

[18885]

A.19-05-006

Application of the County of Riverside to Construct a new Interchange on Interstate 10/Portola Avenue in the City of Palm Desert, County of Riverside, State of California.

**PROPOSED OUTCOME:**

- Extends Statutory Deadline for completion of this proceeding until February 19, 2021.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations implicated with this Order Extending Statutory Deadline.

**ESTIMATED COST:**

- There are no costs associated with this Order Extending Statutory Deadline.

(Comr Guzman Aceves - Judge Glegola)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=349181268>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

**Regular Agenda- Legal Division Matters**

**Regular Agenda- Legislative and Other Matters**

**Regular Agenda- Management Reports and Resolutions**

27

**Report and Discussion on Recent Consumer Protection and Safety  
Activities**

[18887]



**Regular Agenda- Management Reports and Resolutions** (continued)

28

[18888]

**Management Report on Administrative Activities**

**Regular Agenda- Commissioner Reports**

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**Closed Session**

***This notice is furnished under Government Code Sections 11125 and 11126.3. The Commission will meet in Closed Session following the Public Session of its regularly scheduled meeting. In the Closed Session, the Commission may consider personnel matters as provided under Government Code Section 11126(a), institution of proceedings or disciplinary actions against any person or entity under the jurisdiction of the Commission as provided under Government Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), and pending litigation as provided under Government Code Section 11126 (e). Additional items may be added to the closed session agenda pursuant to Gov. Code Section 11126.3(d). If in Closed Session the Commission votes to appoint, employ, or dismiss a public employee, the Commission will thereafter reconvene in Open Session to make the disclosures required by Government Code Sections 11125.2 and 11126.3(f).***

**Closed Session - Applications for Rehearing**

29

**Conference with Legal Counsel - Application for Rehearing**

[18889]

Conference with Legal Counsel - Application for Rehearing.

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

**Closed Session - Appeals from Presiding Officer's Decisions**

Discussion of Appeals of Presiding Officer's Decision.

*Pub. Util. Code § 1701.2(h), allows a Presiding Officer's Decision to be considered in Closed Session*

**Closed Session - Federal**

**Closed Session - Existing Litigation - Federal**

Existing Litigation - Federal

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**Conference with Legal Counsel - Existing Litigation**

[18890]

Case No. 19-30088, Case No. 19-30089 - Related matters.

PG&E Corporation Case, debtor. Case No. 19-30088; In re: Pacific Gas and Electric Company, Debtor. Case No 19-30089; United States Bankruptcy Court Northern District of California San Francisco Division.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

**Closed Session - Existing Litigation - Federal** (continued)

Existing Litigation - Federal

31 **Conference with Legal Counsel - Existing Litigation**

[18891]

Case No. 20-22476

FRONTIER COMMUNICATIONS CORPORATION, et al., United States Bankruptcy Court  
Southern District Of New York, Case No. 20-22476.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

**Closed Session - Existing Litigation - Non-Federal**

32                      **Conference with Legal Counsel - Existing Litigation**

[18908]

Case No: A160822

Michael J. Aguirre vs. California Public Utilities Commission, Court of Appeal of the State of California First Appellate District, Case No: A160822.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.



**Closed Session - Existing Litigation - Non-Federal** (continued)

33

**Conference with Legal Counsel - Existing Litigation**

[18892]

Case No. A161002

Alice Stebbins vs. California Public Utilities Commission, Court of Appeal of the State of California First Appellate District, Case No. A161002.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

**Closed Session - Threatened Litigation - Federal**

Significant exposure to litigation in federal agency or court proceedings.

*Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session*

**Closed Session - Threatened Litigation - Non-Federal**

Significant exposure to litigation

*Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session*

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**Conference with Legal Counsel - Threatened Litigation**

[18893]

Significant exposure to litigation - One Potential Case.

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session.

**Closed Session - Initiation of Litigation - Federal**

Consideration of possible Commission initiation of, or intervention in, federal agency or court proceedings.

*Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.*

**Closed Session - Initiation of Litigation - Non-Federal**

Consideration of possible Commission initiation of, or intervention in, litigation.

*Gov. Code § 11126(e)(2)(C)(i) and/or § 11126(d)(2), allows this item to be considered in Closed Session.*

**Closed Session - FERC Docket No. EL00-95-000, et al.**

Conference with Legal Counsel - Existing Litigation; San Diego Gas & Electric Co., FERC Docket No. EL00-95, Investigation of Practices of the California Independent System Operator and the California Power Exchange, FERC Docket EL00-98, and related dockets, CPUC v. FERC, Ninth Circuit Nos. 01-71051, et al., and 01-71934, et al., and related dockets.

*Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.*

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[18894]

FERC Docket No. EL00-95-000, et al

*Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.*

**Closed Session - Administrative Matters**

Consideration and discussion of administrative matters.

*Public Utilities Code section 1701.1(f) allows this item to be considered in Closed Session.*

**Closed Session - Personnel Matters**

Consideration of appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee.

*Gov. Code § 11126(a), allows this item to be considered in Closed Session*