
Public Utilities Commission of the State of California

Public Agenda 3483
Thursday, April 15, 2021 10:00 a.m.
Remotely

Commissioners
Marybel Batjer, President
Martha Guzman Aceves
Clifford Rechtschaffen
Genevieve Shiroma
Darcie L. Houck

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.**

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For each agenda item, a summary of the proposed action is included; the Commission's decision may, however, differ from that proposed. To listen by phone, dial 1-800-857-1917 and enter passcode 92105 or access our website at

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Scheduled Commission Meetings

<i>Ratesetting Deliberative Meeting*</i> Remote (10:00 a.m.) Closed to the Public	<i>Commission Meeting</i> Remote (10:00 a.m.) Open to the Public
Monday, April 12, 2021 (Remotely)	Thursday, April 15, 2021 (Remotely)
Monday, April 19, 2021 (Remotely)	Thursday, April 22, 2021 (Remotely)
Monday, May 3, 2021 (Remotely)	Thursday, May 6, 2021 (Remotely)
Monday, May 17, 2021 (Remotely)	Thursday, May 20, 2021 (Remotely)
Monday, May 31, 2021 (Remotely)	Thursday, June 3, 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



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Consent Agenda - Orders and Resolutions (continued)

2 **Disclosure of Records Concerning a Gas Incident**

[19100]

Res L-605

PROPOSED OUTCOME:

- Authorizes disclosure of all Commission records concerning the Commission's investigation of a gas incident that occurred at the Sentinel Energy Center facility, at 15775 Melissa Ln., N. Palm Springs, California, on March 6, 2017.

SAFETY CONSIDERATIONS:

- Disclosure may offer a better understanding of utility safety matters addressed by the Commission.

ESTIMATED COST:

- Unknown.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=372356853>

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

Agenda 3479, Item 11 2/11/2021 (Staff);

Agenda 3480, Item 2 3/4/2021 (Staff);

Agenda 3481, Item 2 3/18/2021 (Staff)

Consent Agenda - Orders and Resolutions (continued)

- 3 **California Energy Commission's Implementation Plan for the Building Initiative for Low Emissions Development Program, as Required by Decision 20-03-027**

[19193]
Res E-5116

PROPOSED OUTCOME:

- Approves the Implementation Plan submitted by the California Energy Commission on September 29, 2020 for the Building Initiative for Low Emissions Development Program, as required by Ordering Paragraph 23 of Decision 20-03-027 (Building Decarbonization Pilots); Rulemaking 19-01-011.
- Establishes the process by which the California Energy Commission should submit Building Initiative for Low Emissions Development Program guidelines to the California Public Utilities Commission for approval.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this Resolution.

ESTIMATED COST:

- None. Decision 20-03-027 previously authorized an \$80 million budget for the Building Initiative for Low Emissions Development Program.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=376936477>

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

Agenda 3481, Item 7 3/18/2021 (Staff)

Consent Agenda - Orders and Resolutions (continued)

4 **Settlement Agreement Between the Consumer Protection and Enforcement Division and Assurance Wireless USA L.P.**

[19194]
Res UEB-008

PROPOSED OUTCOME:

- Approves a Settlement Agreement between Consumer Protection and Enforcement Division (CPED) and Assurance Wireless USA, L.P. resolving the California LifeLine Program overcollection investigation.

SAFETY CONSIDERATIONS:

- CPED staff has identified no safety concerns with the Assurance-CPED settlement, which involves errors in overcollection from the LifeLine Program.

ESTIMATED COST:

- There are no cost associated with this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=365644375>

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

Consent Agenda - Orders and Resolutions (continued)

5 **Appeal K.20-10-014 of Citation F-5708 by Mohammedzeyn Adgo dba All Point Limo**

[19220]
Res ALJ-401

PROPOSED OUTCOME:

- Resolves the appeal of Mohammedzeyn Adgo dba All Point Limo (TCP 35089-B) of Citation F-5708 issued by the Consumer Protection and Enforcement Division.
- Dismisses the citation and penalty.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this resolution.

ESTIMATED COST:

- There are no costs associated with this resolution.

(Judge Jungreis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=376510102>

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

Consent Agenda - Orders and Resolutions (continued)

6 **Upholds Wildfire Safety Division Grant of Safety Certification to Pacific Gas and Electric Company**

[19235]

Res M-4851

PROPOSED OUTCOME:

- Finds that statutory criteria for safety certification are met, but acknowledges other safety issues and Commission authority to address those issues by other means.

SAFETY CONSIDERATIONS:

- Safety certification is relevant to burden utility has of proving that it is entitled to relaxed burden of proof for covered wildfire.

ESTIMATED COST:

- If Pacific Gas and Electric Company has relaxed burden of proof due to safety certification issuance, ratepayers may be required to cover more of the costs of a covered wildfire than would be the case without a safety certification.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=367717454>

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

Consent Agenda - Orders and Resolutions (continued)

8 **Pacific Gas and Electric Company's Bioenergy Renewable Auction Mechanism Contract With Woodland Biomass Power, LLC**

[19263]

Res E-5135 , Advice Letter 5983-E filed October 27, 2020 - Related matters.

PROPOSED OUTCOME:

- Approves with modification a Bioenergy Renewable Auction Mechanism contract between Pacific Gas and Electric Company and Woodland Biomass Power, LLC. The contract resulted from bilateral negotiations, authorized by Resolution E-4977, and is for the procurement of renewable energy and associated renewable energy credits (RECs) from the Woodland biomass generation facility.
- Approves the contract with modification.

SAFETY CONSIDERATIONS:

- The contract requires the sellers of the generation to comply with all applicable safety requirements relating to the project, including environmental laws.

ESTIMATED COST:

- Costs not to exceed \$20,000,000 annually and \$100,000,000 over the term of the contract.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377778473>

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

Consent Agenda - Orders and Resolutions (continued)

9 **Southern California Edison Company to Modify Several Net Energy Metering and Virtual Net Energy Metering Tariffs to Add Provisions for Building Owners Impacted by Disasters**

[19273]

Res E-5118, Advice Letter 4175-E, filed on March 19, 2020 - Related matters.

PROPOSED OUTCOME:

- Approves, with modifications, Southern California Edison Company's Advice Letter 4175-E and its proposed modifications to several net energy metering and virtual net metering tariffs related to customers impacted by natural disasters.

SAFETY CONSIDERATIONS:

- There is no safety consideration associated with this resolution.

ESTIMATED COST:

- There may be de minimis costs from the interconnection application fee exemption.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=376913166>

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

Consent Agenda - Orders and Resolutions (continued)

10

Appeal by Commercial Energy of Montana, Inc. to Energy Division's Denial of their Request to Waive any Penalties Related to its 2021 Year Ahead Local Resource Adequacy Deficiencies and to Waive its Remaining 2021 Year Ahead Local Resource Adequacy Obligations

[19274]

Res E-5138

PROPOSED OUTCOME:

- Denies Commercial Energy of Montana, Inc's (Commercial Energy) appeal of Energy Division's disposition to deny Commercial Energy's request to grant waiver for Commercial Energy from:
- all penalties for 2021 year ahead local Resource Adequacy deficiencies; and
- any remaining 2021 year ahead local Resource Adequacy obligations.

SAFETY CONSIDERATIONS:

- The Resource Adequacy program ensures that there is enough generation to meet the needs of the electric grid. Load Serving Entities failing to meet their obligations jeopardizes public health and safety.

ESTIMATED COST:

- There are no costs associated with this Resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377527916>

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

Consent Agenda - Orders and Resolutions (continued)

11 **Disclosure of Records Concerning a Gas Incident**

[19276]

Res L-610

PROPOSED OUTCOME:

- Authorizes disclosure of all Commission records concerning the Commission's investigation of a gas incident that occurred at 493 Lemar Ave., Oxnard, California, on November 24, 2018.

SAFETY CONSIDERATIONS:

- Disclosure may offer a better understanding of utility safety matters addressed by the Commission.

ESTIMATED COST:

- Unknown.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=369696620>

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

Consent Agenda - Orders and Resolutions (continued)

12

**County of Nevada to Deviate From the Provisions of
Subsection 2.1 of General Order 26-D**

[19278]

Res SX-143

PROPOSED OUTCOME:

- Grants the County of Nevada a variance from Subsection 2.1 of General Order 26-D by allowing the existing restricted height clearance to remain at the grade separated highway-rail crossing (CPUC CROSSING NO. 00IA-216.10-A) at Hirschfield Road.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- The existing grade-separated highway-rail crossing will continue to provide a safe and efficient transportation system over Union Pacific Railroad tracks.

ESTIMATED COST:

- Discretionary project, not within scope of applicant request.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=370253743>

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

Consent Agenda - Orders and Resolutions (continued)**13 Pacific Gas and Electric Company's Three Power Purchase Agreements With Qualifying Facilities and Associated Cost Recovery**

[19279]

Res E-5119, Advice Letter (AL) 5898-E, filed July 30, 2020, and Supplemental AL 5898-E-A, filed February 2, 2021 - Related matters.

PROPOSED OUTCOME:

- Approves three Pacific Gas and Electric Company (PG&E) power purchase agreements (PPA) with Frito-Lay, Inc.; Olsen Power Partners; and Hydro Sierra Energy, LLC; and associated cost recovery.

SAFETY CONSIDERATIONS:

- The terms of the Agreements state Frito-Lay, Inc.; Olsen Power Partners; and Hydro Sierra Energy, LLC must operate and maintain the facilities within the terms of prudent electrical practices. PG&E submitted safety plans for each of the facilities that were certified by a licensed California engineer.

ESTIMATED COST:

- Payment for PPA energy will be at PG&E's posted Short Run Avoided Cost price as posted by PG&E.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377511554>

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

Consent Agenda - Orders and Resolutions (continued)

14

Golden State Water Company's Petition for Modification of Decision 20-05-010

[19280]

A.19-11-023

Application of Golden State Water Company for authorization to issue and sell additional debt and equity securities not exceeding the aggregate amount of \$465,000,000 and other related requests.

PROPOSED OUTCOME:

- Clarifies the decision dates by which Golden State Water Company must file a Tier 2 advice letter to extend its authority to issue short-term debt.
- 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 Fortune)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377834984>

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

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

Consent Agenda - Orders and Resolutions (continued)

15

Bass Lake Water Company Filing Rate Base Offset

[19296]

Res W-5235, Advice Letter 78-W filed January 8, 2021 - Related matters.

PROPOSED OUTCOME:

- Grants request of Bass Lake Water Company to add to its rate base \$923,933 for the construction of a new 400,000-gallon nominal capacity bolted steel tank replacing the Pines Reservoir.
- Grants Public Utilities Code Section 454 to Bass Lake Water Company, to file a supplemental advice letter with the revised rate schedules attached to this Res. W-5235 as Appendix B and concurrently cancel its presently effective Schedule No. 1, Annual Metered Service and Schedule No. 2, Annual Residential Flat Rate Service.

SAFETY CONSIDERATIONS:

- The construction of a bolted steel tank will provide safe and reliable water service to its customers and meet applicable water quality standards set forth by the State Water Resources Control Board.

ESTIMATED COST:

- Revenue increase of \$200,807 to be paid by the customers.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377765134>

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

Consent Agenda - Orders and Resolutions (continued)

16 **Broadband Imputation in the General Rate Cases of the Small Independent Local Exchange Carriers**

[19299]

R.11-11-007

Order Instituting Rulemaking into the Review of the California High Cost Fund-A Program.

PROPOSED OUTCOME:

- Determines that net positive retail broadband-based revenues of 10 Small Independent Local Exchange Carriers (Small ILECs) and their Internet service provider (ISP) affiliates will be imputed in determination of California High Cost Fund-A (CHCF-A) support in the rate design phase of Small ILECs' general rate cases.
- Establishes that Small ILECs' net negative broadband-based revenues and those of their ISP affiliates are unreasonable and will not be a basis for CHCF-A support.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- For net-positive broadband imputation amounts, commensurate savings to ratepayers who contribute to CHCF-A funding and reductions in CHCF-A support to Small ILECs.

(Comr Guzman Aceves - Judge Fortune - Judge Wercinski)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=370273490>

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

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

Consent Agenda - Orders and Resolutions (continued)

17

Application of the California Environmental Quality Act to Applications of Jurisdictional Telecommunications Utilities for Authority to Offer Service and Construct Facilities

[19300]

R.06-10-006

Order Instituting Rulemaking on the Commission's own motion into the application of the California Environmental Quality Act to applications of jurisdictional telecommunications utilities for authority to offer service and construct facilities.

PROPOSED OUTCOME:

- Adopts a process for the Commission's application of the requirements of the California Environmental Quality Act to Commission-jurisdictional telecommunications carriers.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- The decision will ensure the appropriate environmental review of applications of jurisdictional telecommunications utilities for authority to offer service and construct facilities.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Rechtschaffen - Judge Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=376269727>

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

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

Consent Agenda - Orders and Resolutions (continued)

19

San Diego Gas & Electric Company's Tranche 2 and 3 System Reliability Contracts Pursuant to Decision 19-11-016

[19302]

Res E-5139, Advice Letter 3666-E filed December 30, 2020 - Related matters.

PROPOSED OUTCOME:

- Approves five contracts in Tranche 2 and 3 totaling 140 megawatts for incremental system reliability resources that San Diego Gas & Electric Company procured via a competitive solicitation, pursuant to Decision 19-11-016.

SAFETY CONSIDERATIONS:

- All contracts approved by this Resolution require sellers to develop safety plans and to demonstrate compliance with those plans. Projects must also comply with local authorities responsible for permitting and enforcement of the California building, fire, life safety, and electrical codes.

ESTIMATED COST:

- Contract costs are confidential at this time. The Commission finds that the selected contracts represent a net benefit to ratepayers over their terms.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377539693>

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

Consent Agenda - Orders and Resolutions (continued)

20

Pacific Gas and Electric Company, Southern California Edison Company & San Diego Gas and Electric Company to Modify Bundled Customer Bills to Show a Power Charge Indifference Adjustment Line Item in Compliance with Decision 20-03-019

[19303]

Res E-5131, Advice Letters AL 4302-G/5932-E (PG&E), 4280-E (SCE), and AL 3600-E (SDG&E), filed August 30, 2020 - Related matters.

PROPOSED OUTCOME:

- Approves with modification the joint proposal by Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company to implement bill presentation and tariff modifications to show a Power Charge Indifference Adjustment (PCIA) line item on all customer bills, in compliance with Decision 20-03-019.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this resolution

ESTIMATED COST:

- This Resolution modifies how the PCIA is presented on customer bills. The Commission does not anticipate that this Resolution will result in additional costs for ratepayers

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=370506870>

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

Consent Agenda - Orders and Resolutions (continued)

21

**Disclosure of Project Household Broadband Subscription
Data for California Advanced Services Fund Annual Report**

[19304]

Res T-17733

PROPOSED OUTCOME:

- Authorizes the public disclosure of California Advanced Services Fund (CASF) project household broadband subscription data to be included in the CASF Annual Report, which the Commission is required to provide to the Legislature on April 1 pursuant to California Public Utilities Code Section 914.7(a).

SAFETY CONSIDERATIONS:

- Proposed outcome would not impact safety. However, the CASF program provides subsidies for the deployment of high-quality advanced broadband infrastructure throughout the state of California. Broadband infrastructure is vital to the operation and management of critical infrastructure and public safety and emergency response networks.

ESTIMATED COST:

- There are no costs associated with this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377982905>

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

Consent Agenda - Orders and Resolutions (continued)

22

Pacific Gas and Electric Company's Tranche 2 and Tranche 3 System Reliability Contracts Pursuant to Decision 19-11-016

[19305]

Res E-5140, Advice Letter 6033-E filed December 22, 2020 - Related matters.

PROPOSED OUTCOME:

- Approves six contracts for Incremental system reliability resources that Pacific Gas and Electric Company procured via a competitive solicitation, pursuant to Decision 19-11-016.

SAFETY CONSIDERATIONS:

- All contracts approved by this Resolution require sellers to develop safety plans and to demonstrate compliance with those plans. Projects must also comply with local authorities responsible for permitting and enforcement of the California building, fire, life safety, and electrical codes.

ESTIMATED COST:

- Contract costs are confidential at this time. The Commission finds that the selected contracts represent a net benefit to ratepayers over their terms.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377564174>

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

Consent Agenda - Orders and Resolutions (continued)

23

Community Choice Aggregator Tariffs to Implement the Disadvantaged Communities Green Tariff and Community Solar Green Tariff Programs Pursuant to Decision 18-06-027

[19307]

Res E-5124

PROPOSED OUTCOME:

- Approves, with modifications, CleanPowerSF's Advice Letter (AL) 12-E, East Bay Community Energy's AL 14-E/E-A, Marin Clean Energy's AL 42-E/E-A/E-B, Peninsula Clean Energy's AL 11-E, San Jose Clean Energy AL 15-E, to create Disadvantaged Communities Green Tariff (DAC-GT) and/or 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; if insufficient revenue from greenhouse gas allowance proceeds is available, the program will be funded through public purpose program funds.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377567254>

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

Consent Agenda - Orders and Resolutions (continued)

24

**Rural and Urban Regional Broadband Consortia Grant
Application for the Tahoe Basin Project in the Amount of
\$237,555**

[19308]

Res T-17726

PROPOSED OUTCOME:

- Facilitates the deployment of broadband services by assisting infrastructure applicants in the project development or grant application process in their Consortia region.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this resolution.

ESTIMATED COST:

- \$237,555.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=376114113>

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

Consent Agenda - Orders and Resolutions (continued)

25

PropSF, LLC to Amend its Vessel Common Carrier Authorization

[19310]

A.19-09-011

Application of PropSF, LLC to amend its Vessel Common Carrier Authorization to Add Unscheduled Prearranged Service Between Points in San Francisco, Marin, the Peninsula, and the East Bay, Establish Rates and a ZORF for Unscheduled Service, and Request a ZORF of 20% for Both Scheduled and Unscheduled Services.

PROPOSED OUTCOME:

- Approves, with conditions, application to add unscheduled, prearranged service between points and places in San Francisco Bay and its navigable tributaries.
- Authority granted expires in two years.
- Approves a \$20 per trip rate for the new unscheduled service and the flexibility to increase or decrease that rate by 20 percent, and increases rate flexibly for scheduled service from 15 percent to 20 percent.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- Applicant's operations are subject to the rules, regulations, and requirements of the United States Coast Guard.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Batjer - Judge Glegola)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377511555>

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

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

Consent Agenda - Orders and Resolutions (continued)

26

**San Diego Gas & Electric Company for an Easement to
Fairfield Fashion Valley, LLC Pursuant to Advice Letter
3603-E**

[19337]

Res E-5091, Advice Letter 3603-E filed September 11, 2020 - Related matters.

PROPOSED OUTCOME:

- Approves San Diego Gas & Electric Company's (SDG&E) Advice Letter 3603-E, effective today.
- SDG&E proposes to grant an Easement to Fairfield Fashion Valley, LLC.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this resolution.

ESTIMATED COST:

- A request for authority to enter into transactions pursuant to General Order 173 requires the filing of cost information. SDG&E will receive a \$247,200 payment from Fairfield Fashion Valley, LLC for this transaction.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=373748183>

Consent Agenda - Orders and Resolutions (continued)

27

Southern California Edison Company for an Easement to City of Ontario and Fee Transfer from BrookCal Ontario, LLC Pursuant to Advice Letter 4246-E

[19338]

Res E-5087, Advice Letter 4246-E filed on July 9, 2020 - Related matters.

PROPOSED OUTCOME:

- Approves Southern California Edison Company's (SCE) Advice Letter 4246-E with an effective date of today.
- SCE proposes to grant an Easement to the city of Ontario and a Fee Transfer from BrookCal Ontario, LLC (BrookCal).

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this resolution.

ESTIMATED COST:

- A request for authority to enter into transactions pursuant to General Order 173 requires the filing of cost information. BrookCal will receive a \$68,300 payment from SCE for this transaction.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=373762796>

Consent Agenda - Orders and Resolutions (continued)

28

Corporate Restructuring of Frontier Communications Corporation and its Five California Subsidiaries

[19343]

A.20-05-010

Application of Frontier Communications Corporation, Frontier California Inc., Citizens Telecommunications Company of California Inc. Frontier Communications of the Southwest Inc. Frontier Communications Online and Long Distance Inc. Frontier Communications of America, Inc. for Determination that Corporate Restructuring is Exempt from or Compliant with Public Utilities Code Section 854.

PROPOSED OUTCOME:

- Approves corporate restructuring of Frontier Communications Corporation and its five California subsidiaries (collectively Frontier) with conditions.
- Adopts three settlement agreements between Frontier and (1) Public Advocates Office, The Utility Reform Network, and Communication Workers of America, (2) California Emerging Technology Fund, and (3) Yurok Tribe.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- Safety, including effect on 911 service, was considered and determination was made that no additional Commission action was needed.

ESTIMATED COST:

- Various costs by Frontier to implement capital expenditure, broadband deployment, service quality, and reporting requirements.

(Comr Guzman Aceves - Judge Wercinski)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=376780629>

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

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

Consent Agenda - Intervenor Compensation Orders

29

Intervenor Compensation for the Protect Our Communities Foundation's Contribution to Resolution WSD-001

[19306]

A.20-03-018

Application of Protect Our Communities Foundation for Award of Intervenor Compensation for Substantial Contribution to Resolution WSD-001.

PROPOSED OUTCOME:

- Grants the Protect Our Communities Foundation \$7,900.50, plus interest for its contribution to the final Resolution WSD-001 language adopted by the Commission in January 2020 (a reduction of ~47% from the \$14,894 requested).
- Closes the proceeding.

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:

- \$7,900.50, plus interest, to be recovered from the ratepayers of Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company.

(Comr Batjer - Judge Sisto)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=376741945>

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

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

Consent Agenda - Intervenor Compensation Orders (continued)

30

Intervenor Compensation to The Utility Reform Network

[19311]

A.19-11-002

Application of Pacific Gas and Electric Company for authorization to enter into interest rate hedges in connection with its financing to exit Chapter 11 of the Bankruptcy Code and related requests.

PROPOSED OUTCOME:

- Awards The Utility Reform Network (TURN) \$30,572.54 for substantial contribution to Decision 20-03-008, which granted Pacific Gas and Electric Company (PG&E) authority to issue long-term Debt Securities in an aggregate principal amount not to exceed \$8.1 billion or an additional \$4.5 billion if and to the extent the requested \$7.5 billion securitization in Application 20-04-023 is not approved.
- TURN originally requested \$30,530.04.

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:

- \$30,572.54 plus interest to be paid by PG&E.

(Comr Batjer - Judge DeAngelis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=376902453>

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

Consent Agenda - Intervenor Compensation Orders (continued)**31 Intervenor Compensation for the California Environmental Justice Alliance's Contribution to Resolutions WSD-002, WSD-003, WSD-004, and WSD-005**

[19313]

A.20-07-023

Application of California Environmental Justice Alliance for Award of Intervenor Compensation for Substantial Contribution to Resolutions WSD-002, WSD-003, WSD-004, and WSD-005

PROPOSED OUTCOME:

- Grants the California Environmental Justice Alliance \$30,890, plus interest for its contribution to the final language adopted by the Commission in Resolutions WSD-002, WSD-003, WSD-004, and WSD-005 (a reduction of ~26% from the \$41,854.80 requested).
- Closes the proceeding.

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:

- \$30,890, plus interest, to be recovered from the ratepayers of Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company.

(Comr Batjer - Judge Sisto)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=371928543>

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

Consent Agenda - Intervenor Compensation Orders (continued)

32

Intervenor Compensation to Utility Consumers' Action Network

[19350]

R.12-06-013

Order Instituting Rulemaking on the Commission's Own Motion to Conduct a Comprehensive Examination of Investor Owned Electric Utilities' Residential Rate Structures, the Transition to Time Varying and Dynamic Rates, and Other Statutory Obligations.

PROPOSED OUTCOME:

- Awards Utility Consumers' Action Network (UCAN) \$215,147.19 for substantial contribution to Decision (D.) 16-09-016, D.17-09-036, D.17-12-023, and D.19-04-018. D.16-09-016 and D.17-09-036 addressed the requirements of Pub. Util. Code § 745 for residential default time-of-use rates. D.17-12-023 addressed statewide marketing, education, and outreach for residential rate reform. D.19-04-018 denied San Diego Gas & Electric Company's petition for modification of Commission decisions, D.15-07-001 and D.17-07-006, concerning the high usage charge. UCAN originally requested \$247,116.61.

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:

- \$215,147.19, 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 Doherty - Judge Park)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377530483>

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

Consent Agenda - Intervenor Compensation Orders (continued)

33

Intervenor Compensation to The Utility Reform Network

[19351]

A.18-07-011, A.18-07-012 - Related matters.

In the Matter of the Joint Application of Sprint Communications Company L.P. and T-Mobile USA, Inc., a Delaware Corporation, For Approval of Transfer of Control of Sprint Communications Company L.P. Pursuant to California Public Utilities Code Section 854(a).

PROPOSED OUTCOME:

- Awards The Utility Reform Network (TURN) \$342,446.91, for substantial contribution to Decision (D.) 20-04-008. That Decision granted Sprint Communications Company L.P. and T-Mobile USA, Inc., a Delaware Corporation, approval of transfer of control of Sprint Communications Company L.P. pursuant to California Public Utilities Code Section 854(a), and approved the Merger of Sprint Corporation, a Delaware corporation, with T-Mobile, a Delaware corporation, pursuant to D.95-10-032, subject to conditions. TURN originally requested \$342,126.80.

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:

- \$342,446.91, plus interest, to be paid by the ratepayers of T-Mobile USA Inc.

(Comr Rechtschaffen - Judge Bemesderfer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=376508451>

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

Regular Agenda**Regular Agenda- Energy Orders****34 San Diego Gas & Electric Company to Extend and Modify the Power Your Drive Pilot Approved by Decision 16-01-045**

[19202]

A.19-10-012

Application of San Diego Gas & Electric Company to Extend and Modify the Power Your Drive Pilot Approved by Decision 16-01-045.

PROPOSED OUTCOME:

- Approves with modifications an extension of the Power Your Drive program, San Diego Gas & Electric Company's light-duty electric vehicle charging infrastructure program.
- Orders an Audit of cost overruns in the Power Your Drive Pilot Program.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- All approved projects must comply with the Safety Requirements Checklist made available at <http://www.cpuc.ca.gov/sb350te/>.

ESTIMATED COST:

- \$43.5 Million (over 2 years).

(Comr Rechtschaffen - Judge Goldberg)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377587011>

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

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

This matter may be considered during the Ratesetting Deliberative Meeting.

Agenda 3481, Item 35 3/18/2021 (Rechtschaffen)

Regular Agenda- Energy Resolutions and Written Reports

36

Places Pacific Gas and Electric Company into Step 1 of the Enhanced Oversight and Enforcement Process Adopted in Commission Decision 20-05-053

[19236]

Res M-4852

PROPOSED OUTCOME:

- Places Pacific Gas and Electric Company (PG&E) into Step 1 of Enhanced Oversight and Enforcement Process due to failure to prioritize highest risk power lines in carrying out vegetation management.
- Requires PG&E to Comply with a Corrective Action Plan to explain in detail how it models risk to ensure the highest risk power lines are cleared of vegetation first.
- Requires changes to its risk modeling and output proactively.
- Requires accurately to Wildfire Safety Division where it intends to engage in Enhanced Vegetation Management, demonstrate that it is prioritizing high risk power lines for vegetation management work first.

SAFETY CONSIDERATIONS:

- Proper vegetation management focused on mitigating the highest wildfire risk first is essential to public safety and mitigation of catastrophic wildfire.

ESTIMATED COST:

- Costs are not addressed in this Resolution, but will be addressed in PG&E's next General Rate Case or suitable application.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=377568108>

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

Regular Agenda- Transportation/Rail Safety Resolutions and Reports**37 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=366381676>*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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

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

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

Agenda 3474, Item 20 11/5/2020 (Staff);

Agenda 3476, Item 20 12/3/2020 (Staff);

Agenda 3478, Item 39 1/14/2021 (Staff);

Agenda 3479, Item 42 2/11/2021 (Staff);

Agenda 3480, Item 28 3/4/2021 (Staff);

Agenda 3481, Item 37 3/18/2021 (Staff)

Regular Agenda- Transportation/Rail Safety Resolutions and Reports (continued)

37A

COMMISSIONER RECHTSCHAFFEN'S ALTERNATE TO ITEM 18650

[19358]

Res ALJ-385

PROPOSED OUTCOME:

- Approves the settlement, with modifications, between Megan C. Murray dba RITETIME and the Consumer Protection and Enforcement Division.
- Imposes a \$6,000 fine, with \$3,000 suspended, provided that RITETIME does not commit any future Commission violations for thirty-six months.
- Closes K. 19-10-009.

SAFETY CONSIDERATIONS:

- Compliance with the Commission's Charter Party Carrier licensing requirements improves safety for employees, passengers, and the public.

ESTIMATED COST:

- \$3,000 paid by Megan C. Murray dba RITETIME to the General Fund.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=371720828>

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

Regular Agenda- Orders Extending Statutory Deadline

38 **Order Extending Statutory Deadline**

[19309]

A.10-07-009, A.19-03-002 - Related matters.

In the Matter of the Application of San Diego Gas & Electric Company for Approval of its Proposals for Dynamic Pricing and Recovery of Incremental Expenditures Required for Implementation.

PROPOSED OUTCOME:

- Extends Statutory Deadline for completion of these proceedings until August 30, 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 Lee - Judge Lirag - Judge McKinney)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=370842809>

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

Regular Agenda- Orders Extending Statutory Deadline (continued)

39 **Order Extending Statutory Deadline**

[19312]

A.18-03-015

Application of Pacific Gas and Electric Company to Recover Costs Recorded in the Catastrophic Event Memorandum Account Pursuant to Public Utilities Code Section 454.9 and Forecasted Pursuant to Resolution ESRB-4.

PROPOSED OUTCOME:

- Extends Statutory Deadline for completion of this proceeding until April 30, 2022.

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 Houck - Judge Jungreis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=371682985>

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

Regular Agenda- Orders Extending Statutory Deadline (continued)

40 **Order Extending Statutory Deadline**

[19317]

A.19-11-003, A.19-11-004, A.19-11-005, A.19-11-006, and A.19-11-007 - Related matters. Application of Pacific Gas and Electric Company for Approval of Energy Savings Assistance and California Alternate Rates for Energy Programs and Budgets for 2021-2026 Program Years. Consolidated applications include Southern California Edison Company, San Diego Gas & Electric Company, Southern California Gas Company, and Marin Clean Energy.

PROPOSED OUTCOME:

- Extends the statutory deadline for completion of this proceeding until December 31, 2021.
- This proceeding remains open.

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 Tran)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=373131849>

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

Regular Agenda- Orders Extending Statutory Deadline (continued)

41 **Order Extending Statutory Deadline**

[19347]

A.19-10-012

Application of San Diego Gas & Electric Company to Extend and Modify the Power Your Drive Pilot Approved by Decision 16-01-045.

PROPOSED OUTCOME:

- Extends the statutory deadline for completion of this proceeding until September 30, 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 Goldberg)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=372324289>

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

Regular Agenda- Orders Extending Statutory Deadline (continued)

42 **Order Extending Statutory Deadline**

[19348]

R.18-12-006

Order Instituting Rulemaking to Continue the Development of Rates and Infrastructure for Vehicle Electrification.

PROPOSED OUTCOME:

- Extends the statutory deadline for completion of this proceeding until May 1, 2022.

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 Doherty - Judge Goldberg)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=373421035>

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

Regular Agenda- Orders Extending Statutory Deadline (continued)

43 **Order Extending Statutory Deadline**

[19357]

A.18-10-008, A.18-10-009, A.18-10-010 - Related matters.

Application of Pacific Gas and Electric Company in Compliance with Ordering Paragraph 37, Resolution E-4906.

PROPOSED OUTCOME:

- Extends Statutory Deadline for completion of these proceedings until October 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 Hymes)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=374603259>

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

Regular Agenda- Legal Division Matters

44 **Federal Energy Regulatory Commission's Notice of Proposed Rulemaking to Consider Cybersecurity Incentives**

[19361]

Docket No. RM21-3-000

Staff seek ratification of the Litigation Subcommittee's March 29, 2021 off-agenda authorization to file joint comments with the California Department of Water Resources State Water Project (SWP) in response to the Federal Energy Regulatory Commission's Notice of Proposed Rulemaking in Docket No. RM21-3-000 (NOPR), which proposes incentive rate treatment for certain cybersecurity investments.

Initial comments are due on April 6, 2021.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=376680775>

Regular Agenda- Legal Division Matters (continued)

46

Wireline Competition Bureau Seeks Comment on Emergency Connectivity Fund for Educational Connections and Devices to Address the Homework Gap during the Pandemic

[19355]

WC Docket No. 21-93

On March 16, 2021, the Federal Communications Commission (FCC) issued notice seeking comment on the provision of support from the Emergency Connectivity Fund consistent with section 7402 of the American Rescue Plan. The Litigation Subcommittee approved Staff's request to timely file comments before the FCC pursuant to its delegation authority granted by the California Public Utilities Commission (CPUC) President. Staff seeks ratification of the April 5, 2021 comments filed on behalf of the CPUC.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=376913155>

Regular Agenda- Legislative and Other Matters

Regular Agenda- Management Reports and Resolutions

47

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

[19319]

Regular Agenda- Management Reports and Resolutions (continued)

48

Management Report on Administrative Activities

[19320]

Regular Agenda- Management Reports and Resolutions (continued)

49

Bay Area Rapid Transit to Meet Commission Compliance Ordered by Decision 18-10-020, Paragraph 5.e.

[19335]

Bay Area Rapid Transit (BART) to report on Annual Safety and update on BART's ongoing efforts to improve safety.

Regular Agenda- Management Reports and Resolutions (continued)

50 (Rev.) **Reappointments to the Disadvantaged Communities Advisory
Group**

[19336]

Reappointment of members to the Disadvantaged Communities Advisory Group.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=376055397>

4/8/2021 - This revision was not listed on the agenda distributed to the public.

Regular Agenda- Commissioner Reports

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

51 **Conference with Legal Counsel - Application for Rehearing**
[19321]

Compilation of applications for rehearing recently filed with the commission.

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

Closed Session - Applications for Rehearing (continued)

52 **Conference with Legal Counsel - Application for Rehearing**
[19027]
A.18-12-010

Disposition of Application for Rehearing (Application 18-12-010) of Resolution T-17616, filed by six Independent Small Local Exchange Carriers. This Resolution sets forth a reduction to the revenue requirement and California High Cost Fund-A support for the six companies during Calendar Year 2018 as a result of the corporate tax rate changes provided in the Tax Cuts and Jobs Act of 2017.

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

Agenda 3479, Item 51 2/11/2021

Agenda 3481, Item 45 3/18/2021

Closed Session - Applications for Rehearing (continued)

53 **Conference with Legal Counsel - Application for Rehearing**
[19334]
R.12-12-011

Disposition of Application for Rehearing of Decision (D.) 20-11-046 filed on December 23, 2020 by the San Francisco Municipal Transportation Agency and the San Francisco County Transportation Authority. In D.20-11-046, the Commission created regulatory schemes for drivered and driverless autonomous vehicle passenger services.

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

Closed Session - Applications for Rehearing (continued)

54 **Conference with Legal Counsel - Application for Rehearing**
[19339]
R.19-09-009

Disposition of Application for Rehearing of Decision (D.) 21-01-018 filed by the City of Long Beach through its Board of Harbor Commissioners on February 22, 2021. In the Decision, the Commission adopted microgrid rates, tariffs, and rules for the large investor-owned electrical corporations to facilitate the commercialization of microgrids pursuant to Senate Bill 1339 (Stern, 2018).

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

Closed Session - Applications for Rehearing (continued)

55 **Conference with Legal Counsel - Application for Rehearing**
[19340]
R.14-10-003

Application for Rehearing of Decision (D.) 19-03-023, filed by Clean Coalition. In this decision, the Commission denied Clean Coalition's claim for intervenor compensation for its contributions to D.16-12-036 and D.15-09-022.

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

58 **Presiding Officer's Decision Imposing Penalties Against Uber Technologies, Inc. for Violating The Assigned Administrative Law Judge's December 19, 2019 and January 27, 2020 Rulings Requiring Information Regarding Sexual Assault and Sexual Harassment Claims**

[19322]

R.12-12-011

Order Instituting Rulemaking on Regulations Relating to Passenger Carriers, Ridesharing, and New Online-Enabled Transportation Services.

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

Pub. Util. Code §1701.1 -- This portion of the proceeding is categorized as Adjudicatory.

Closed Session - Existing Litigation - Non-Federal

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

[19324]

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 - Existing Litigation - Non-Federal (continued)

61 **Conference with Legal Counsel - Existing Litigation**
[19326]
Case No. B310811

Southern California Gas Company v. California Public Utilities Commission, Petition for Writ of Review, Second District Court of Appeals, Case No. B310811.

Gov. Code § 11126(e)(2)(A), 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

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.

63

[19327]

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 - Existing Litigation - Federal

Existing Litigation - Federal

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

[19328]

Case No. 19-30088

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

65 **Conference with Legal Counsel - Existing Litigation**
[19329]
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 - Federal (continued)

Existing Litigation - Federal

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

[19353]

FERC Docket No. ER21-669

Morongo Transmission LLC (FERC Docket No. ER21-669)

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

Closed Session - Existing Litigation - Federal (continued)

Existing Litigation - Federal

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

[19356]

District Court Case No. 14-cr-00175-WHA

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

Closed Session - Existing Litigation - Federal (continued)

Existing Litigation - Federal

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

[19369]

FERC Docket No. ER20-2878-000

Pacific Gas and Electric Company, FERC Docket No. ER20-2878-000

Gov. Code § 11126(e)(2)(A), 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 - 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 - Federal

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