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## Public Utilities Commission of the State of California

**Public Agenda 3496**  
**Thursday, November 4, 2021, 10:00 a.m.**  
**Remotely**

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

Pursuant to [Section 2 of Assembly Bill 361, Stats. 2021, Ch.165, signed by Governor Newsom on September 16, 2021](#), Commissioners may participate remotely from teleconferencing locations. The public may observe, provide public comment during the public comment period, and otherwise participate remotely pursuant to the Bagley-Keene open meeting act.

For each agenda item, a summary of 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 1 minute by phone **dial, 1-800-857-1917 and enter passcode 9899501.**

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

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 9899501 or access our website at <http://www.cpuc.ca.gov>

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### Scheduled Commission Meetings

<i>Ratesetting Deliberative Meeting*</i> <b>Remote</b> (10:00 a.m.) <b>Closed to the Public</b>	<i>Commission Meeting</i> <b>Remote</b> (10:00 a.m.) <b>Open to the Public</b>
Monday, November 1, 2021 (Remotely)	Thursday, November 4, 2021 (Remotely)
Monday, November 15, 2021 (Remotely)	Thursday, November 18, 2021 (Remotely)
Monday, November 29, 2021 (Remotely)	Thursday, December 2, 2021 (Remotely)
Monday, December 13, 2021 (Remotely)	Thursday, December 16, 2021 (Remotely)
Monday, January 10, 2022 (Remotely)	Thursday, January 13, 2022 (Remotely)

#### **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.

*\*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.*



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

2 **Tahoe Park Water Company's General Rate Case Increase**

[19917]

Res W-5246, Advice Letter 75-W filed September 17, 2020 - Related matters.

**PROPOSED OUTCOME:**

- Grants authority under Public Utilities Code Section 454, for Tahoe Park Water Company (TPWC) to increase its gross annual revenues by \$99,148, or 15.30%, for Test Year (TY) 2021, which is estimated to provide a Rate of Return of 10.40%.
- Grants TPWC authority to add \$230,444 to its Rate Base in this General Rate Case for the completion of the Sequoia water main project in 2020.

**SAFETY CONSIDERATIONS:**

- This resolution provides adequate revenues to the utility so that it can provide safe and reliable water service to its customers. The water served by the utility meets all applicable water quality standards set- forth by the State Water Resources Control Board.

**ESTIMATED COST:**

- Revenue increase of \$99,148 in TY 2021 to be paid by TPWC's customers. Average ¾-inch residential flat rate annual bill is estimated to increase from \$1,037.02 to \$1,168.49 (12.68%) in TY 2021.

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

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

3

**Vehicle-to-Grid Implementation Plans and Technical Requirements in Compliance With Decision 20-09-035**

[19920]

Res E-5165, SDG&E Advice Letter (AL) 3774-E, SCE AL 4510-E & PG&E AL 6209-E filed May 28, 2021 - Related matters.

**PROPOSED OUTCOME:**

- Approves, with modifications, the Joint Advice Letter (AL) San Diego Gas & Electric Company AL 3774-E, Southern California Edison Company AL 4510-E, and Pacific Gas and Electric Company AL 6209-E that allows vehicle-to-grid direct current (V2G DC) projects connected as load-only to enable bidirectional mode and implements a temporary pathway to interconnection for V2G alternating current pilots.

**SAFETY CONSIDERATIONS:**

- This Resolution has no direct impact on safety. The safety considerations associated with this Resolution are similar to the safety considerations associated with existing utility responsibilities in building new service and electrical distribution infrastructure. The utilities must continue to comply with existing utility and CPUC policy on safety requirements and standards, as well as the Transportation Electrification Safety Requirements checklist adopted in 2018.

**ESTIMATED COST:**

- There are no costs associated with this resolution.

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

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

4 **Appeal of Eskindir Ghebrehiwet Ghebremedhin and Cristobal Javier Castro, dba, Egg Ride Services, Citation No. F-5707**

[19923]

Res ALJ-408

**PROPOSED OUTCOME:**

- Denies the appeal in part and grants in part.
- Reduces the fine in Citation No. F-5707 from \$3,000 to \$2,200.
- Closes K.20-09-011.

**SAFETY CONSIDERATIONS:**

- Issuing the appropriate fine for lack of compliance helps protect consumer safety and serves as incentive for Egg Ride Services to follow Commission rules and procedures in the future.

**ESTIMATED COST:**

- There are no costs associated with this decision.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=407554773>

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

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

5 **PacifiCorp's 2021 Energy Cost Adjustment Clause Rates**

[19924]

A.20-08-002

In the Matter of the Application of PacifiCorp for Approval of its 2021 Energy Cost Adjustment Clause and Greenhouse Gas-Related Forecast and Reconciliation of Costs and Revenue.

**PROPOSED OUTCOME:**

- Approves PacifiCorp's requested 2021 Balancing and Offset Rates for retail customers, producing an overall rate decrease of 5.9%.
- Requires the filing of plans to retire PacifiCorp's Hunter coal-fired power plant by 2045 or earlier as part of its next integrated resource plan.
- Requires the filing of supplemental information regarding coal supply contracts in PacifiCorp's next Energy Cost Adjustment Clause (ECAC) proceeding A.21-08-004.
- Requires review of the prudence of coal supply agreements compared to renewable resources in an ECAC proceeding prior to the renewal of coal supply agreements based on system-wide reliability risk and all costs, under a variety of demand scenarios, and without "must-run" constraints.
- 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 Guzman Aceves - Judge Larsen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411463017>

*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)**

6 **Los Angeles County Metropolitan Transportation Authority  
Variance from General Order 95 for the Minimum Overhead  
Conductor Rail Clearance in a Portion of the Regional  
Connector Transit Project**

[19925]  
Res ST-243

**PROPOSED OUTCOME:**

- Grants Los Angeles County Metropolitan Transportation Authority's request to deviate from General Order 95 requirements for the minimum overhead wire clearance in a 170-foot portion of the Regional Connector Transit Corridor Project.

**SAFETY CONSIDERATIONS:**

- This resolution considers the safety and security of the public and employees who might be affected by the reduced minimum clearance of 13-feet-9-inches between the Overhead Conductor Rail (OCR) and top of rail. The reduced minimum clearance of the OCR occurs in an underground segment and will not adversely affect the safety of the public, passengers, or employees.

**ESTIMATED COST:**

- There are no costs associated with this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411695030>

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

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

7

**Phase II of the Rulemaking Regarding Building  
Decarbonization**

[19926]

R.19-01-011

Order Instituting Rulemaking Regarding Building Decarbonization.

**PROPOSED OUTCOME:**

- Adopts a set of guiding principles for the layering of incentives from various building decarbonization programs.
- Establishes the Wildfire and Natural Disaster Resiliency Rebuild (WNDRR) Program to provide incentives and support to encourage homeowners to rebuild all-electric homes after natural disasters.
- Provides additional guidance on data sharing for the programs adopted in this proceeding.
- Adopts a new policy to require the three large electric utilities to propose an electric rate adjustment for residential customers who install electric heat pump water heaters and directs the utilities to collect information on propane use by residential customers.
- This proceeding remains open.

**SAFETY CONSIDERATIONS:**

- The program and guidance adopted in this decision will advance the statutory goal to reduce greenhouse gas emissions; therefore, this decision will improve public health and safety.

**ESTIMATED COST:**

- This decision authorizes \$50 million for the WNDRR Program.

(Comr Rechtschaffen - Judge Liang-Uejio)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411510514>

*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)****8 Certificate of Public Convenience and Necessity for the DCR Transmission, LLC Ten West Link Transmission Line Project**

[19929]

A.16-10-012

In the Matter of the Application of DCR Transmission, LLC for a Certificate of Public Convenience and Necessity for the Ten West Link Project.

**PROPOSED OUTCOME:**

- Grants DCR Transmission, LLC. (DCRT) a certificate of public convenience and necessity for the Ten West Link Project, to construct 125-mile, series-compensated 500 kilovolt (kV) transmission line with a conductor capacity of approximately 3200 megawatts between the Colorado River 500 kV substation, west of Blythe, Riverside County, California, and Delaney 500 kV substation, Tonopah, Maricopa County, Arizona.
- Certifies the Final Environmental Impact Statement to meet requirements of the California Environmental Quality Act.
- Authorizes DCRT to file the Federal Energy Regulatory Commission Forms 1 and 3-Q to meet reporting requirements under General Order (GO) 65-A and GO 104-A.
- Grants limited exemptions from Sections V.C., V.E. and V.G. of the Affiliate Transaction Rules for the purpose of DCRT using the expertise of parent company, Starwood Energy, LLC and its affiliates.
- Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- This application complies with applicable safety requirements of the Commission.

**ESTIMATED COST:**

- The maximum cost cap is \$389,045,968, in 2021 dollars, including contingency.

(Comr Shiroma - Judge Daphne Lee)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411212372>

*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)**

9                                    **Implementation of Senate Bill 1376 Requiring Transportation Network Companies to Provide Access for Persons with Disabilities, Including Wheelchair Users Who Need a Wheelchair Accessible Vehicle**

[19931]

R.19-02-012

Order Instituting Rulemaking to Implement Senate Bill 1376 Requiring Transportation Network Companies to Provide Access for Persons with Disabilities, Including Wheelchair Users who need a Wheelchair Accessible Vehicle.

**PROPOSED OUTCOME:**

- Adopts rules and requirements for Track 4 of the implementation of Senate Bill 1376.

**SAFETY CONSIDERATIONS:**

- Safety considerations associated with this decision are discussed throughout the decision, and in particular, Section 3.3.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Shiroma - Judge Chiv)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411231569>

*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)**

10

**TruConnect Communications' Advice Letter 38 Which Requested LifeLine Authorization for Emergency Broadband Benefit Plans**

[19932]

Res T-17757, Advice Letter 38 filed April 27, 2021 - Related matters.

**PROPOSED OUTCOME:**

- Rescinds TruConnect Communications' Advice Letter 38 (AL38), which contained \$105 and \$110 plans not approved by Universal Service Administrative Company (USAC) for use in Emergency Broadband Benefit (EBB).
- To continue offering EBB to California LifeLine participants, TruConnect must submit a new Advice Letter containing the \$40 and \$50 plans approved by USAC for use in EBB.

**SAFETY CONSIDERATIONS:**

- This Resolution will not harm public safety. If TruConnect chooses to stop participating in EBB rather than submit their USAC-approved plans for use in LifeLine, their EBB customers will revert to standard LifeLine plans, which provide sufficient calling, texting, and data to access emergency services and other public benefits.

**ESTIMATED COSTS:**

- This Resolution costs \$0, and upholds a Staff decision that reduces costs for the Commission.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411484754>

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

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

11

**Modified Presiding Officer's Decision to Show Cause Why Southern California Gas Company is Entitled to Shareholder Incentives for Energy Efficiency Codes and Standards Advocacy, and Other Reasonable Remedies**

[19962]

R.13-11-005

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

(Comr Shiroma - Judge Kao)

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

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

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

- 12                                    **Metro Gold Line Foothill Extension Construction Authority for Authorization to Construct the La Verne Station East Pedestrian At-Grade Light Rail Crossing in the City of La Verne, Los Angeles County**

[19965]

A.19-08-004

Application of the Metro Gold Line Foothill Extension Construction Authority for an order authorizing construction of one light rail track at the La Verne Station east pedestrian at-grade rail crossing in the City of La Verne in Los Angeles County, California.

**PROPOSED OUTCOME:**

- Authorizes Metro Gold Line Foothill Extension Construction Authority to construct the La Verne Station east pedestrian at-grade light rail crossing in the City of La Verne, Los Angeles County.
- Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- The proposed crossing conforms to the safety requirements of the Commission's Rules and General Orders.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Houck - Judge Kelly)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=414951519>

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

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

13

**Transfer of Control of Ducor Telephone Company by Mrs. Isabel Lita Norsworthy**

[19975]

A.21-01-013

Application by Ducor Telephone Company, Mrs. Isabel Lita Norsworthy, and Mr. Eric N. Votaw for approval of a Transfer of Control of Ducor Telephone Company.

**PROPOSED OUTCOME:**

- Grants Application for authority to transfer control of Ducor Telephone to Eric N. Votaw and Jennifer Vellucci.
- Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- The acquisition meets the Commission's minimum safety goals and expectations.

**ESTIMATED COST:**

- There are no costs associated with this proceeding.

(Comr Guzman Aceves - Judge Miles)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=415718056>

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

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

14

**San Diego Gas & Electric Company's Request to Sell  
Intellectual Property Rights Pursuant to Public Utilities Code  
851 and General Order 173**

[19997]

Res E-5160, Advice Letter 3725-E, Filed on April 1, 2021 - Related matters.

**PROPOSED OUTCOME:**

- Approves San Diego Gas & Electric Company's (SDG&E) request for authorization to sell certain intellectual property rights to Schweitzer Engineering Laboratories, Inc., pursuant to Public Utilities Code Section 851 and General Order 173.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this resolution.

**ESTIMATED COST:**

- SDG&E ratepayers will receive 75% of royalty payments from this sale of intellectual property, estimated at less than \$5 million.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=415726347>

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

15                                      **Transfer of Control of Clear Rate Communications, Inc to  
Clear Rate Holdings, Inc.**

[20005]

A.21-01-012

In the Matter of the Joint Application of Clear Rate Holdings, Inc. and Clear Rate Communications, Inc., for Approval for Clear Rate Holdings, Inc., to Acquire Indirect Control of Clear Rate Communications, Inc. pursuant to California Public Utilities Code Section 854(a).

**PROPOSED OUTCOME:**

- Grants Application for authority to transfer indirect control of Clear Rate Communications, to Clear Rate Holdings, Inc.
- Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- The acquisition meets the Commission's minimum safety goals and expectations.

**ESTIMATED COST:**

- There are no costs associated with this proceeding.

(Comr Guzman Aceves - Judge Miles)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=417368286>

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



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**Regular Agenda****Regular Agenda- Energy Orders****16 Revised Confidentiality Rules for Renewables Portfolio Standard Procurement Data**

[19871]

R.18-07-003

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

**PROPOSED OUTCOME:**

- Adopts a revised confidentiality matrix for Renewables Portfolio Standard (RPS) procurement records that allows the following:
- (a) RPS load forecast data will be confidential for two future years and the year of filing; (b) RPS contract prices and terms will become public 30 days after the commercial operation date or 3 years from the date of Commission approval, whichever comes first; (c) For contracts that do not require a Commission approval, the RPS contract prices and terms will become public 30 days after the commercial operation date or three years from contract execution date, whichever comes first; (d) Aggregated bid information from an Investor-Owned Utility's competitive RPS solicitation will be public after the final contract is submitted for Commission approval when there are at least three bidders in the resource category; (e) Individual bid information may be kept confidential for three years after the RPS solicitation is closed; and (f) Contract amendments cannot revise prior confidentiality terms, and the public can access the RPS data 30 days after the new contract execution date.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this decision.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Rechtschaffen - Judge Lakhanpal)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=407966938>

*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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Agenda 3495, Item 19 10/21/2021 (Staff)

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

16A **Commissioner Rechtschaffen's Alternate to Agenda ID Number  
19871**

[19874]

R.18-07-003

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

**PROPOSED OUTCOME:**

- Adopts a revised confidentiality matrix for Renewables Portfolio Standard (RPS)-eligible procurement records that allows the following:
- (a) RPS load forecast data will be confidential for two future years and the year of filing; (b) RPS-eligible contract prices and terms will become public six months after the date of Commission approval; (c) For contracts that do not require Commission approval, the contract prices and terms will become public six months after contract execution date; (d) Aggregated bid information from an Investor-Owned Utility's competitive solicitation will be public after the final contract is submitted for Commission approval when there are at least three bidders in the resource category; (e) Individual bid information will become public one year after the final contract is submitted to the Commission for approval; and (f) Contract amendments cannot revise prior confidentiality terms, and the public can access the contract data 30 days after the new contract execution date.

**SAFETY CONSIDERATIONS:**

- There are no safety considerations associated with this decision.

**ESTIMATED COST:**

- There are no costs associated with this decision.

(Comr Rechtschaffen - Judge Lakhanpal)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=407794005>

*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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Agenda 3495, Item 19A 10/21/2021 (Staff)

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

17 **Modifying the Interim Storage Level at the Aliso Canyon Natural Gas Storage Facility**

[19927]

I.17-02-002

Order Instituting Investigation pursuant to Senate Bill 380 to determine the feasibility of minimizing or eliminating the use of the Aliso Canyon natural gas storage facility located in the County of Los Angeles while still maintaining energy and electric reliability for the region.

**PROPOSED OUTCOME:**

- Sets the interim range of storage capacity at zero to 68.6 billion cubic feet at the Aliso Canyon Natural Gas Storage Facility.

**SAFETY CONSIDERATIONS:**

- This proceeding continues to consider the issues related to costs to customers and reliability associated with the Aliso Canyon Natural Gas Storage Facility.

**ESTIMATED COST:**

- There are no immediate costs to ratepayers associated with this decision.

(Comr Guzman Aceves - Judge Zhang)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411231567>

*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)**

17A **Commissioner Guzman Aceves' Alternate to Agenda ID Number 19927**

[19930]

I.17-02-002

Order Instituting Investigation pursuant to Senate Bill 380 to determine the feasibility of minimizing or eliminating the use of the Aliso Canyon natural gas storage facility located in the County of Los Angeles while still maintaining energy and electric reliability for the region.

**PROPOSED OUTCOME:**

- Sets the interim range of storage capacity at zero to 41.16 billion cubic feet at the Aliso Canyon Natural Gas Storage Facility.

**SAFETY CONSIDERATIONS:**

- This proceeding continues to consider the issues related to costs to customers and reliability associated with the Aliso Canyon Natural Gas Storage Facility.

**ESTIMATED COST:**

- There are no immediate costs to ratepayers associated with this decision.

(Comr Guzman Aceves - Judge Zhang)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411231568>

*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)****18 Risk-Based Decision-Making Framework Phase I, Track 1 and 2 Issues**

[19904]

R.20-07-013

Order Instituting Rulemaking to Further Develop a Risk-Based Decision-Making Framework for Electric and Gas Utilities.

**PROPOSED OUTCOME:**

- Adopts 32 Safety and Operational Metrics for application to Pacific Gas and Electric Company (PG&E) in accordance with Decision (D.) 20-05-053 and requires PG&E to report on the metrics on a semi-annual basis.
- Adopts 32 new or modified Safety Performance Metrics, for application to PG&E, Southern California Edison Company, Southern California Gas Company, and San Diego Gas & Electric Company.
- Approves technical clarifications to the Risk-Based Decision-Making Framework adopted in D.18-12-014.
- Establishes a Technical Working Group and identifies issues in scope for this group, including developing an updated Roadmap to guide Phase II of this proceeding.

**SAFETY CONSIDERATIONS:**

- The decision will strengthen oversight of utility safety performance through the adoption of 64 safety metrics and associated reporting and evaluation.

**ESTIMATED COST:**

- There are no costs associated with this decision

(Comr Rechtschaffen - Judge Fogel)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=407950985>

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

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

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Agenda 3495, Item 20 10/21/2021 (Staff)

## Regular Agenda- Orders Extending Statutory Deadline

### 19 Order Extending Statutory Deadline

[19970]

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, 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 Batjer - Judge Atamturk )

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

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

20

**Order Extending Statutory Deadline**

[19971]

R.19-11-009

Order Instituting Rulemaking to Oversee the Resource Adequacy Program, Consider Program Refinements, and Establish Forward Resource Adequacy Procurement Obligations.

**PROPOSED OUTCOME:**

- Extends statutory deadline for completion of this proceeding until May 6, 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 Batjer - Judge Chiv - Judge Nojan)

*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**

- 21                      **Report and Discussion on Recent Consumer Protection and Safety Activities**
- [19977]

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

22  
[19978]

**Management Report on Administrative Activities**

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

23                                    **Presentation of the Disadvantaged Communities Advisory Group  
Annual Report**

[20004]

A discussion of the Disadvantaged Communities Advisory Group's 2020 activities.

**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**

24

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

[19979]

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)

25                                    **Conference with Legal Counsel - Application for Rehearing**  
[19842]  
A.15-09-010

Application for Rehearing of Decision 21-02-027 filed by Protect Our Communities Foundation (PCF) concerning intervenor compensation. The Decision awarded PCF fifty percent of its requested compensation for its contribution to the U.S. Supreme Court's denial of a petition for writ of certiorari filed by San Diego Gas & Electric Company.

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

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Agenda 3494, Item 31 10/7/2021

**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*

26                    **Modified Presiding Officer's Decision Addressing Order to Show Cause Why Southern California Gas Company is Entitled to Shareholder Incentives for Energy Efficiency Codes and Standards Advocacy, and Other Reasonable Remedies.**

[19963]

R.13-11-005

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

Pub. Util. Code § 1701.2(h), allows this modified 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 - Appeals from Presiding Officer's Decisions** (continued)

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*

27                    **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**

[19980]

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 a 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**

28

**Conference with Legal Counsel - Existing Litigation**

[19981]

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)

29

**Conference with Legal Counsel - Existing Litigation**

[19982]

Case No: CGC-20-588148

Alice Stebbins vs. California Public Utilities Commission, et al., Superior Court of California of the City and County of San Francisco, Case No: CGC-20-588148.

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

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

30

**Conference with Legal Counsel - Existing Litigation**

[19983]

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

31                      **Conference with Legal Counsel - Existing Litigation**  
[19984]  
Case No.21-0377

Lucian Filler vs. California Public Utilities Commission, California State Personnel Board,  
Appeals Division, Case No.21-0377.

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

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

32

**Conference with Legal Counsel - Existing Litigation**

[19985]

Case Nos. 20-1228 EK, Case Nos. 21-0066 WEK - Related matters.

Bernard Azevedo vs. California Public Utilities Commission, California State Personnel Board, Appeals Division, Case Nos. 20-1228 EK and 21-0066 WEK.

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**

[19986]

Case No: S270145

Brandon Rittiman and Tegna Inc. vs. California Public Utilities Commission, Supreme Court of the State of California, Case No: S270145.

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.*

34

[19987]

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 - 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.*

35 **Conference with Legal Counsel - Initiation of Litigation**

[19959]

I. \_\_\_\_\_

Deliberation on institution of investigation of proceedings or disciplinary actions against persons or entities under the Commission's jurisdiction. (Disclosure of the case name would fail to protect the private economic or business reputation of the person or entity if the proceeding or disciplinary actions is not commenced.)

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

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**Closed Session - Initiation of Litigation - Non-Federal** (continued)

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.*

36

**Conference with Legal Counsel - Initiation of Litigation**

[19991]

I. \_\_\_\_\_

Deliberation on institution of investigation of proceedings or disciplinary actions against persons or entities under the Commission's jurisdiction. (Disclosure of the case name would fail to protect the private economic or business reputation of the person or entity if the proceeding or disciplinary actions is not commenced.)

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

**Closed Session - Existing Litigation - Federal**

Existing Litigation - Federal

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

[19988]

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

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

[19989]

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

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

[19990]

Case No. 6:21-bk-12821-SY

Western Community Energy, Debtor. Case No. 6:21-bk-12821-SY; United States Bankruptcy Court, Central District of California, Riverside Division.

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 - 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.*

40                                   **Conference with Legal Counsel - Initiation of Litigation**

[19992]

FERC Docket No.TBA - CPUC vs. CAISO

Gov. Code § 11126(e)(2)(C)(i), 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*