

Decision _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to
Implement Resolution E-5076 and
Review of Tribal Policies.

R. _____

**ORDER INSTITUTING RULEMAKING TO IMPLEMENT
RESOLUTION E-5076 AND REVIEW OF TRIBAL POLICIES****Summary**

This Order Instituting Rulemaking (OIR), in accordance with Resolution E-5076, will consider revisions to the Tribal Land Transfer Policy (TLTP) Implementation Guidelines. Resolution E-5076 and the TLTP Implementation Guidelines were approved by the California Public Utilities Commission (Commission) on January 14, 2021. Resolution E-5076 ordered that, within two years of its approval, staff would place on the Commission's agenda a proposed OIR to consider revisions to the TLTP Implementation Guidelines.

The TLTP was developed to provide an opportunity for Native American Tribes to regain lands within their ancestral territory that are currently owned by Commission jurisdictional utilities. The TLTP acknowledges that investor-owned utilities (IOU) own real property located within Tribal ancestral territories and upholds California law and policy encouraging consultation and cooperation with Tribal governments to protect Tribal sacred places and cultural resources of historical, spiritual, and ceremonial importance to Tribes, as well as to prioritize Tribes in the of return of land for conservation, economic, and social

purposes, and to promote Tribal ownership, access, and use of any excess lands to be divested by the IOUs. The TLTP establishes the Commission's preference for the transfer of real property to Tribes when an IOU plans to dispose of real property within a Tribe's ancestral territory. The policy creates the expectation that for any future disposition of real property subject to California Public Utilities (Pub. Util.) Code § 851, the IOUs will provide Tribes a right of first offer before examining other options for disposal of the real property.

The TLTP works in concert with the Tribal Consultation Policy. To ensure the Tribes are informed of transfers, the Commission will facilitate Tribal government access to information by first providing effective notice to Tribes, providing early and meaningful consultation, and facilitating Tribal participation in proceedings involving requests by the IOUs to dispose of real property subject to Pub. Util. Code § 851.

After issuance of this OIR and prior to adoption of the final scope for the proceeding, the assigned Commissioner -- with support from the Commission's Tribal Advisor and staff -- will conduct outreach and consultation with California Tribes to seek input on the appropriate scope of the proceeding, and provide information about the OIR, including how to participate in the proceeding. During the OIR, the Commission will engage in direct Tribal consultation with interested Tribes to identify ways to enhance the effective implementation of the TLTP, review the Commission's Tribal Consultation Policy, examine mechanisms to build capacity and increase tribal participation in Commission proceedings and programs, and any other issues presented in the final scope for the proceeding.

The Commission welcomes comments and further suggestions as to additional issues that could be included in the scope of this OIR that would

further the goals of the TLTP and promote improved positive government to government relationships between the Commission and California Tribes.

1. Background

On April 6, 2018, the Tribal Consultation Policy was formally adopted by the California Public Utilities Commission (Commission). The Tribal Consultation Policy¹ recognizes Tribal sovereignty and ensures meaningful consideration of Tribal interests within the Commission's jurisdiction by facilitating Tribal government participation in Commission proceedings. The Policy is consistent with actions by California's most recent Governors: Governor Edmund G. Brown issued Executive Order B-10-11, which committed the State of California to strengthening and sustaining effective government-to-government relationships between the State and the Tribes; on June 18, 2019, Governor Gavin Newsom reaffirmed and further effectuated the policies of Executive Order B-10-11 in Executive Order N-15-19. This Executive Order states:

The State of California hereby:

- a. recognizes that the State historically sanctioned over a century of depredations and prejudicial policies against California Native Americans;
- b. commends and honors California Native Americans for persisting, carrying on cultural and linguistic traditions, and stewarding and protecting this land that we now share;
- c. apologizes on behalf of the citizens of the State of California to all California Native Americans for the many

¹ The Commission's Tribal Consultation Policy defines "California Native American tribe" as a Native American Tribe located in California that is on the contact list maintained by the Native American Heritage Commission for the purposes of Chapter 905 of the Statutes of 2004. (*See* Public Resources Code Section 21073.) California Native American Tribes include both federally recognized and non-federally recognized Tribes.

instances of violence, maltreatment and neglect California inflicted on Tribes; and

- d. reaffirms and incorporates by reference the principles outlined in Executive Order B-10-11, which requires the Governor's Tribal Advisor and the Administration to engage in government-to government consultation with California Native American Tribes regarding policies that may affect Tribal communities.

The development of energy and water resources for the State of California was a major driver for many of the depredations and policies against California Native Americans, as these actions allowed for legal theft of Tribal lands, sacred places, and wholesale genocide. Several public utilities, currently regulated by the Commission, own and/or control land located within the ancestral territories of California Tribes. In furtherance of the goals in N-15-19 Governor Newsom later issued a Statement of Administration Policy on Native American Ancestral Lands September 25, 2020 (the Governor's Policy Statement), which stated the following:

I. PURPOSE

The purpose of this Policy is to partner with California Tribes to facilitate Tribal access, use, and co-management of State-owned or controlled natural lands and to work cooperatively with California Tribes that are interested in acquiring natural lands in excess of State needs in order to, among other things:

- Support Tribal self-determination and self-government;
- Facilitate the access of California Native Americans to sacred sites and cultural resources;
- Improve the ability of California Native Americans to engage in traditional and sustenance gathering, hunting and fishing;

- Partner with California Tribes on land management and stewardship utilizing Traditional Ecological Knowledges;
- Reduce fractionation of Tribal lands; and
- Provide opportunities for education, community development, economic diversification, and investment in public health, information technology and infrastructure, renewable energy, water conservation, and cultural preservation or awareness.

II. ACTIONS ALIGNED WITH THIS POLICY

Actions taken in accordance with this Policy could include, but would not be limited to:

- Entering into memoranda of understanding to allow for access to or co-management of natural lands under the ownership or control of the State with California Tribes with ancestral lands located in such areas;
- Grantmaking to assist California Tribes with procurement, protection or management of natural lands located within their ancestral territories, subject to available resources;
- When natural lands under the ownership or control of the State are in excess of State needs, working cooperatively within existing statutory and regulatory frameworks with the California Tribes that have ancestral territory within those lands and are interested in acquiring them, including by prioritizing Tribal purchase or transfer of land; and
- Adopting preferential policies and practices for California Tribes to access natural lands under the ownership or control of the State that are located within a California Tribe's ancestral lands, including coordinating with local governments to zone natural land in excess of State needs in a way conducive to Tribal access and use.

Consistent with both Executive Orders and the goals of the Commission Tribal Consultation Policy, the Commission's Emerging Trends Committee developed a Tribal Land Transfer Policy (TLTP) to provide an opportunity for Native American Tribes to regain lands within their ancestral territory that are currently owned by utilities under the Commission's jurisdiction. On December 5, 2019, the TLTP was formally adopted by the Commission. The TLTP affirms the Commission's respect for Tribal sovereignty by supporting the protection of Tribal sacred places and resources; ensuring meaningful consideration of Tribal interests, including economic and social interests; and returning lands within Tribal ancestral territories. Although the TLTP was adopted prior to the Governor's Policy Statement, it and subsequent action by the Commission regarding the TLTP, including instituting this rulemaking, are consistent with and represent actions aligned with the policy set forth in the Governor's Proclamation.

The TLTP acknowledges that investor-owned utilities (IOUs) own real property located within Tribal ancestral territories and upholds California law and policy encouraging consultation and cooperation with Tribal governments to protect Tribal sacred places and cultural resources of historical, spiritual, and ceremonial importance to Tribes, as well as to prioritize Tribes to return land for conservation, economic, and social purposes, and promote Tribal ownership, access, and use of any excess lands to be divested by the IOUs. The TLTP establishes the Commission's preference for the transfer of real property to Tribes when an IOU plans to dispose of real property within a Tribe's ancestral territory. The policy creates the expectation that for any future disposition of real

property subject to Public Utilities (Pub. Util.) Code § 851,² the IOUs will provide Tribes a right of first offer before examining other options for disposal of the real property.

The TLTP works in concert with the Tribal Consultation Policy. To ensure the Tribes are informed of transfers, the Commission will facilitate Tribal government access to information by first providing effective notice to Tribes, providing early and meaningful consultation, and then facilitating Tribal participation in proceedings involving requests by the IOUs to dispose of real property subject to Pub. Util. Code § 851.

On January 14, 2021, the Commission approved Resolution E-5076 and the TLTP Implementation Guidelines. The TLTP Implementation Guidelines define important TLTP terms and outline critical TLTP implementation steps and procedures to further the goals of the TLTP. For example, Resolution E-5076 ordered the IOUs to submit Quarterly Reports to the Commission that document fee transactions subject to the TLTP.³

2. Preliminary Scoping Memo

Resolution E-5076 ordered that within two years of its approval, staff would place on the Commission's agenda, a proposed Order Instituting Rulemaking (OIR) to consider revisions to the TLTP Implementation Guidelines. Once the OIR is adopted by the Commission, the assigned Commissioner and an assigned Administrative Law Judge (ALJ) will manage the proceeding, conduct

² Pub. Util. Code § 851 requires Commission approval for the sale or other disposition of any IOU assets through the formal application process and under certain circumstances under the expedited General Order 173 Advice Letter process.

³ During the first three quarters of 2021, the IOUs submitted Quarterly Reports in accordance with the TLTP Implementation Guidelines. The Reports identify all completed property transactions, transactions that are in-process, and a summary of Tribal contacts and outcomes from the previous quarter.

any needed hearings, and assemble the formal record upon which the Commission's ultimate determination will be based.

After issuance of the OIR and prior to adoption of the assigned Commissioner's scoping memo for the proceeding (Scoping Memo), the assigned Commissioner -- with support from the Commission's Tribal Advisor and staff -- will conduct outreach and consultation with California Tribes to seek input from California Tribes on the appropriate scope of the proceeding, and provide information about the OIR, including how to participate in the proceeding. During the proceeding, the Commission will engage in direct Tribal consultation with interested Tribes to identify ways to enhance the effective implementation of the TLTP, review the Commission Tribal Consultation Policy, and address other issues presented in the Scoping Memo. Consistent with the existing TLTP Implementation Guidelines, the Commission will continue to undertake efforts to facilitate information exchange and support for transactions with Tribes by working to enhance the effective mechanisms to assess and ultimately purchase fee properties subject to the TLTP.

Through these efforts, additional issues may be included in the scope of the OIR. This preliminary Scoping Memo may not have identified all issues that should be undertaken in this OIR. The Commission welcomes comments and further suggestion as to additional issues that could be included in the scope of this OIR that would further the goals of the TLTP, promote improved positive government to government relationships between the Commission and California Tribes, as well as improve access for Tribal participation in Commission proceedings and programs.

2.1. Preliminary Issues

Preliminary issues to be addressed in the scope of this OIR include the following:

1. Implementation and guidance regarding the Commission's TLTP:
 - a. Review and update requirements set out in TLTP Implementation Guidelines;
 - b. Assess data and information exchange;
 - c. Capacity building needs; and
 - d. Other issues identified by stakeholders regarding the TLTP;
2. Review and update the Tribal Consultation Policy;
3. Other mechanisms and processes to assist with capacity building and access for Tribal participation in Commission proceedings and programs; and
4. Other relevant issues as may be developed.

The OIR will open with a Tribal consultation session to discuss the preliminary scope of the proceeding and take comments from stakeholders prior to the Prehearing Conference. It is anticipated and included in the preliminary schedule below that the proceeding will include a number of public workshops,⁴ direct consultation with interested Tribes, and other efforts to ensure information disbursement and meaningful input on the OIR. Commission staff will continue to review the Quarterly Reports and ensure the current TLTP Implementation

⁴ In April 2021, Energy Division held a public workshop with Tribes, IOUs, and other interested parties to discuss TLTP implementation issues as ordered by Resolution E-5076. During the public workshop several implementation issues were identified including the need to convene a working group to advise the Commission on Tribal consultation best practices and barriers to Tribal acquisition of land, and consultation with Tribes to promote capacity building necessary to effectively participate in land transactions.

Guidelines⁵ are adhered to, make recommendations as to any additional issues that should be considered for the proceeding scope, including any proposed changes to current TLTP Implementation Guidelines processes.

2.2. Request for Comments

Within 90 days of the mailing date of this OIR, we direct respondents named in Appendix A and Appendix B (list 1 only), and invite others, to respond to the following questions:

1. Since many Tribes have requested maps of IOU territory, and specifically of lands that may be divested in the near future, please provide information or recommendations as to how best to provide maps and information as to specific properties that are being targeted for divestiture.
2. What training or other resources should be provided to the IOUs and Commission staff regarding respectful Tribal consultation that will further the policies of the Commission in engaging with Tribes.
3. What training or resources can the IOUs or the Commission offer to Tribes to ensure they have the information and resources needed to effectively participate in Commission proceedings and approved programs, and to engage in discussion regarding land transfers opportunities.

In furtherance of our Tribal consultation on the scope for this OIR we are also seeking input from California Tribes and respondents as well as other stakeholders on the following questions, as well as any other questions or issues that California Tribes would like to present in furtherance of this OIR.

⁵ Staff are reviewing real property transfers subject to Pub. Util. Code § 851, which may affect land use activities on or near Tribal communities, may affect protection and accessibility of Tribal sacred sites and cultural resources, and may provide opportunities to return lands to California Tribes within their Tribal territories.

1. What do the Quarterly Reports demonstrate regarding the efficacy of the current TLTP Implementation Guidelines?
2. How can the Commission improve notice and consultation with Tribes regarding prospective transactions and generally as to matters within the Commission's jurisdiction?
3. What barriers, if any, do Tribes see to effective implementation of the TLTP and meaningful consultation with Tribes?
4. How can the Commission better promote Tribal engagement or capacity building necessary to effectively participate in the TLTP and other Commission proceedings and programs?
5. What recommendations, if any, do Tribes have regarding how the IOUs can improve engagement with Tribes; including whether earlier notification is needed, or other regular coordination as to the TLTP, public safety power shutoff, incentive programs, or other matters within the Commission's jurisdiction?
6. How can the Commission and IOUs more effectively consult or engage with Tribes?
7. Do the current TLTP Implementation Guidelines include complete information to ensure effective implementation and engagement of the TLTP? If not, provide any recommendations as to changes, additions, or deletions to the TLTP Implementation Guidelines that would further enhance the effective implementation of the TLTP.
8. What information do Tribes need to effectively participate in Commission proceedings and programs?
9. Should the Commission's Tribal Consultation Policy and Rules of Practice and Procedure include specific provisions to allow for Tribal feedback in proceedings without a Tribe having to become a formal party? If so, what would these provisions include?

10. Provide any recommendations as to additional issues that you believe should be included in the scope of the proceeding.

2.3. Preliminary Schedule

The preliminary schedule for the OIR is summarized below. The schedule may be revised by the assigned Commissioner or the assigned ALJ to develop an adequate record, provide due process, and conduct this proceeding in an orderly and efficient manner.

Event	Date
Initial Tribal Consultation Meeting(s)	30 days from issuance of OIR
Opening comments on OIR generally and preliminary Scoping Memo filed and served	90 days from issuance of OIR
Reply comments on OIR generally and preliminary Scoping Memo filed and served	20 days from filing deadline for opening comments on OIR
Prehearing Conference	Within 30 days of receiving reply comments on OIR
Scoping Memo	To be determined (TBD)
Workshop and Tribal Consultation on OIR generally and tribal participation in Commission proceedings	TBD
Workshop and Tribal Consultation on Commission programs and proceedings	TBD
Tribal Participation in Commission Proceedings and Processes	
First workshop and discussion regarding tribal participation in Commission proceedings and processes	TBD
Second workshop and discussion regarding tribal participation in Commission proceedings and processes	TBD
Tribal Consultation Policy	
First workshop and Tribal Consultation on Commission Tribal Consultation Policy	TBD
Second workshop and Tribal Consultation on Commission Tribal Consultation Policy	TBD

Staff Proposal on Updated Commission Tribal Consultation Policy and participation for Tribes in Commission proceedings and programs	TBD
Opening Comments on Staff Proposal on Updated Commission Tribal Consultation Policy filed and served	45 days from the issuance of the Staff Proposal on Updated Tribal Consultation Policy
Reply comments on Staff Proposal on Updated Commission Tribal Consultation Policy filed and served	60 days from the issuance of the Staff Proposal on Updated Tribal Consultation Policy
Proposed Decision, Issued	TBD
TLTP Implementation Guidelines	
First workshop and Tribal Consultation on TLTP Implementation Guidelines	TBD
Second workshop and Tribal Consultation on TLTP Implementation Guidelines	TBD
Staff Proposal on updated TLTP Implementation Guidelines	TBD
Opening Comments on the Staff Proposal on Updated TLTP Implementation Guidelines filed and served	45 days from issuance of the Staff Proposal on updated TLTP Implementation Guidelines
Reply comments on the Staff Proposal on Updated TLTP Implementation Guidelines filed and served	60 days from issuance of the Staff Proposal on Updated TLTP Implementation Guidelines
Proposed Decision	TBD

While the preliminary schedule is subject to change, we anticipate this proceeding will be resolved within 24 months from the issuance of this OIR and set this deadline for the proceeding pursuant to Pub. Util. Code § 1701.5.

3. Categorization; *Ex Parte* Communications; and Need for Hearing

The Commission's Rules of Practice and Procedure require that an OIR preliminarily determine the category of the proceeding. As a preliminary matter, we determine that this proceeding is quasi-legislative, because our consideration

and approval of this matter would establish policy or rules affecting a class of regulated utilities. Accordingly, *ex parte* communications are permitted without restriction or reporting requirement pursuant to Article 8 of the Rules of Practice and Procedure. However, parties are reminded to only contact the assigned ALJ(s) outside of a publicly noticed forum with procedural questions by email with a copy to the entire service list.

We are also required to preliminarily determine if hearings are necessary. We preliminarily determine that hearings are not necessary. However, we plan to give parties an opportunity to discuss this further at the prehearing conference.

4. Filing and Service of Comments and Other Documents

Filing and service of comments and other documents in the proceeding are governed by the Commission's Rules of Practice and Procedure.

Parties are instructed to only serve documents on the assigned Commissioner, advisors to the assigned Commissioner, and the assigned ALJ(s) by electronic copy and *not* by paper copy, unless specifically instructed to do otherwise.

5. Respondents

All California investor-owned electric, natural gas utilities, and water corporations (Pub. Util. Code § 241) – excluding those with less than 2,000 service connections, as listed in Appendix A, are named as respondents to this proceeding. Telecommunications corporations with property interests subject to Pub. Util. Code § 851, as listed in Appendix B, are also named as respondents because this proceeding may be relevant to future property sales subject to the TLTP, which affect the telecommunications corporations' property interests. The inclusion of small water and telecommunications carriers as

respondents in this OIR is consistent with Resolution E-5076's intent to expand the mandatory nature of the TLTP to "small water utilities, telecommunication utilities, and other relevant entities" when the Commission undertook a more formal review of the TLTP Implementation Guidelines.⁶

This proceeding distinguishes the regulatory obligations of Incumbent Local Exchange Carriers (ILECs), which are named in List 1 of Appendix B, from Competitive Local Exchange Carriers (CLECs) with certificates of public convenience and Necessity for full facilities-based interexchange service, which are named in List 2 of Appendix B. While both types of telecommunications corporations are named as respondents, only ILECs are required to actively participate in this proceeding, including the filing of comments directed in Section 2.2 above. CLECs shall be bound by the decisions made in this proceeding and may, but are not required to, actively participate in the proceeding.

6. Service of OIR

This OIR shall be served on all respondents. In addition, in the interest of broad notice, this OIR will be served on the official service list for Resolution E-5076. Service will also be provided to the list of Tribes maintained by the Native American Heritage Commission.

Service of the OIR does not confer party status or place any person who has received such service on the Official Service List for this proceeding, other than respondents. Instructions for obtaining party status or being placed on the official service list are given below.

⁶ Resolution E-5076 at 57.

7. Addition to Official Service List

Addition to the official service list is governed by Rule 1.9(f) of the Commission's Rules of Practice and Procedure. Respondents are parties to the proceeding (*see* Rule 1.4(d)) and will be immediately placed on the official service list.

Any person will be added to the "Information Only" category of the official service list upon request, for electronic service of all documents in the proceeding, and should do so promptly in order to ensure timely service of comments and other documents and correspondence in the proceeding. (*See* Rule 1.9(f).) The request must be sent to the Process Office by e-mail (process_office@cpuc.ca.gov) or letter (Process Office, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, California 94102). Please include the Docket Number of this rulemaking in the request.

Persons who file responsive comments thereby become parties to the proceeding (*see* Rule 1.4(a)(2)) and will be added to the "Parties" category of the official service list upon such filing. In order to assure service of comments and other documents and correspondence in advance of obtaining party status, persons should promptly request addition to the "Information Only" category as described above; they will be removed from that category upon obtaining party status.

8. Subscription Service

Persons may monitor the proceeding by subscribing to receive electronic copies of documents in this proceeding that are published on the Commission's website. There is no need to be on the official service list in order to use the subscription service. Instructions for enrolling in the subscription service are available on the Commission's website at <http://subscribecpuc.cpuc.ca.gov/>.

9. Intervenor Compensation

Intervenor Compensation is permitted in this proceeding. Pursuant to Pub. Util. Code § 1804(a)(1), a customer who intends to seek an award of compensation must file and serve a notice of intent to claim compensation within 30 days of the prehearing conference. Parties new to participating in Commission proceedings may contact the Commission's Public Advisor.

10. Public Advisor

Any person or entity interested in participating in this rulemaking who is unfamiliar with the Commission's procedures should contact the Commission's Public Advisor in San Francisco at (415) 703-2074 or (866) 849-8390 or e-mail public.advisor@cpuc.ca.gov. The TTY number is (866) 836-7825.

11. Public Outreach

The Commission's staff will share this OIR with representatives of California Native American Tribes. Additional public outreach includes the assigned Commissioner and Tribal Advisor reaching out to Tribes that participated in prior processes for both the TLTP and the Tribal Consultation Policy, other organizations that are working with Tribes on related issues, and to the tribal liaisons of the IOUs. Any additional public outreach to be conducted will be described in the scoping memo.

IT IS ORDERED that:

1. This Order Instituting Rulemaking is adopted pursuant to Rule 6.1 of the Commission's Rules of Practice and Procedure.
2. The preliminary categorization is quasi-legislative.
3. The preliminary determination is that a hearing is not needed.
4. The preliminary scope of issues is as stated in Section 2.
5. The preliminary schedule for this proceeding is as set in Section 2.

6. All California investor-owned electric and natural gas utilities are named as respondents to this Rulemaking, as listed in Appendix A.

7. Water corporations pursuant to Public Utilities Code Section 241, excluding those with less than 2,000 service connections, are named as respondents to this rulemaking, as listed in Appendix A.

8. Telecommunications corporations with property interests subject to Public Utilities Code Section 851 are named as respondents to this rulemaking, as listed in Appendix B.

9. All respondents listed in Appendix A and List 1 of Appendix B must, and any other person may, file opening comments responding to this Order Instituting Rulemaking (OIR) within 90 days from issuance of the OIR.

10. Reply comments on this Order Instituting Rulemaking (OIR) are due within 20 days of the deadline for filing opening comments on the OIR.

11. The assigned Commissioner or assigned Administrative Law Judge may make any revisions to the scheduling and filing dates set herein as necessary to facilitate the efficient management of the proceeding.

12. The Executive Director will cause this Order Instituting Rulemaking to be served on all respondents listed in Appendices A and B, the list of Tribes maintained by the Native American Heritage Council, and the service list to Resolution E-5076.

This order is effective today.

Dated _____, at San Francisco, California.

APPENDIX A**List of Electric, Gas, and Water Corporations Named as Respondents**

If the entity listed prefers to list a different primary representative for the new proceeding, they should contact the Commission's Process Office by email at Process_Office@cpuc.ca.gov, to designate the single party representative for the service list. Additional names can be included on the service list with the "Information Only" designation.

Electric and Gas Corporations

Pacific Gas and Electric Company	Dwight Ockert	DXOY@PGE.com
Southern California Edison Company	Richard Fujisawa	Richard.Fujikawa@SCE.com
San Diego Gas & Electric Company	Vanessa Vandever	VVandever@sdge.com
Southern California Gas Company	Vanessa Vandever	VVandever@sdge.com
PacifiCorp d/b/a Pacific Power	Cathie Allen	Cathie.Allen@PacifiCorp.com
Liberty Utilities (CalPeco Electric) LLC	Dan Marsh	Dan.Marsh@libertyutilities.com
Bear Valley Electric Service	Nguyen Quan	nquan@gswater.com

Class A Water Corporations

California-American Water Company	Sarah Leeper	sarah.leeper@amwater.com
California Water Service Company	Paul Townsley	ptownsley@calwater.com
Golden State Water Company	Keith Switzer	kswitzer@gswater.com
Great Oaks Water Company	Timothy S. Guster	tguster@greatoakswater.com
Liberty Utilities (Apple Valley Ranchos) Corp.	Edward N. Jackson	edward.jackson@libertyutilities.com
Liberty Utilities (Park Water) Corp.	Edward N. Jackson	edward.jackson@libertyutilities.com
San Gabriel Valley Water Company	Robert W. Nicholson	rwnicholson@sgvwater.com
San Jose Water Company	Palle Jensen	palle.jensen@sjwater.com
Suburban Water Systems	Robert L. Kelly	bkelly@swwc.com

Class B Water Corporations

Alisal Water Corporation (dba Alco Water Service)	Thomas R. Adcock	tom@alcowater.com
Bakman Water Company	R. Shaymus Bakman	shay@bakmanwater.com
Del Oro Water Company, Inc.	Robert S. Fortino	corp.ceo@corporatecenter.us
East Pasadena Water Company	Lawrence Morales	larry@epwater.com

(END OF APPENDIX A)

APPENDIX B**List of Telecommunications Corporations Named as Respondents**

This list includes telecommunications carriers who are Incumbent Local Exchange Carriers (ILECs) and Competitive Local Exchange Carriers (CLECs) with certificates of public convenience and necessity for full facilities interexchange service. If the entity listed prefers to list a different primary representative for the new proceeding, they should contact the Commission's Process Office by email at Process_Office@cpuc.ca.gov, to designate the single party representative for the service list. Additional names can be included on the service list with the "Information Only" designation.

List 1. ILECs – Named as respondents and required to participate actively in this proceeding.

Sierra Telephone Company, Inc.	AL BAUMGARNER	RegMgr@stcg.net
Volcano Telephone Company	BRENDA SHEPARD	brendas@volcanotel.com
Frontier California Inc.	CHARLIE BORN	charlie.born@ftr.com
Citizens Telecommunications Co. of Ca.	CHARLIE BORN	charlie.born@ftr.com
Frontier Communications of the Southwest Inc.	CHARLIE BORN	charlie.born@ftr.com
Foresthill Telephone Company, Inc.	DAVID CLARK	dclark@sebastiancorp.com
Kerman Telephone Company	DAVID CLARK	dclark@sebastiancorp.com
Ducor Telephone Company	ERIC N. VOTAW	regulatory@varcomm.biz
Pacific Bell	FASSIL FENIKILE	att-regulatory-ca@att.com
Consolidated Communications of California Company	FLOYD JASINSKI	floyd.jasinski@consolidated.com
Happy Valley Telephone Co.	GAIL LONG	gail.long@tdstelecom.com
Hornitos Telephone Company	GAIL LONG	gail.long@tdstelecom.com
Winterhaven Telephone Company	GAIL LONG	gail.long@tdstelecom.com
The Siskiyou Telephone Company	JAMES LOWERS	j.lower@siskiyoutelephone.com
Cal-Ore Telephone Company	KRISTI OLSON	kristi@calore.net
The Ponderosa Telephone Company	RICHARD WILLIAMS	regulatory@ponderosatel.com

Centurytel of Eastern Oregon, Inc.	SAMANTHA	
Pinnacles Telephone Company	RIDDERBUSCH	Samantha.Ridderbusch@centurylink.com
Calaveras Telephone Company	STEVE BRYAN	srbyanjr@pintelco.com
	YVONNE WOOSTER	ysmythe@caltel.com

List 2. CLECs with Certificates of Public Convenience and Necessity for Full Facilities-Based Interexchange Service - Named as respondents but not required to participate actively in this proceeding.

UTILITY NAME	CONTACT NAME	EMAIL
Fresno Mobile Radio Inc.	ROBERT COOK	donna@cookscom.com
American Messaging Services, LLC	CHRYSTAL CANTRELL	chrystal.cantrell@americanmessaging.net
Spok, Inc.	MATT FORD	matt.ford@spok.com
Cellco Partnership	SHERRI MURILLO	sherri.murillo@verizon.com
GTE Mobilnet of Ca., Ltd. Ptnrshp	SHERRI MURILLO	sherri.murillo@verizon.com
Los Angeles Smsa Limited Partnership	SHERRI MURILLO	sherri.murillo@verizon.com
Sacramento Valley Ltd. Partnership	SHERRI MURILLO	sherri.murillo@verizon.com
Fresno Msa Ltd. Partnership	SHERRI MURILLO	sherri.murillo@verizon.com
AirTouch Cellular	SHERRI MURILLO	sherri.murillo@verizon.com
Santa Barbara Cellular Systems, Ltd.	FASSIL FENIKILE	att-regulatory-ca@att.com
AT&T Mobility Wireless Operations Holdings Inc.	FASSIL FENIKILE	att-regulatory-ca@att.com
Alltel Corporation	SHERRI MURILLO	sherri.murillo@verizon.com
Pinnacles Cellular Inc.	SHERRI MURILLO	sherri.murillo@verizon.com
California Rsa No. 4 Ltd. Partnership	SHERRI MURILLO	sherri.murillo@verizon.com
California Rural Service Area #1, Inc.	STEPHANIE CASSIOPPI	stephanie.cassioppi@uscellular.com
T-Mobile West LLC	STEPHEN KUKTA	stephen.h.kukta@t-mobile.com
New Cingular Wireless Pcs, LLC	FASSIL FENIKILE	att-regulatory-ca@att.com
Sprint Spectrum L.P.	STEPHEN KUKTA	stephen.h.kukta@t-mobile.com
Metropcs California, LLC	SUSAN LIPPER	susan.lipper@t-mobile.com
Onvoy Spectrum, LLC	DAN MELDAZIS	daniel.meldazis@inteliquent.com
Redding MSA Limited Partnership	SHERRI MURILLO	sherri.murillo@verizon.com
Planet Networks CA LLC	ROBERT BOYLE	robert@planet.net
Norcell LLC	MARK LAMMERT	regulatory@csilongwood.com
STX Group LLC	JASON NARRELL	regulatory@twigby.com

AT&T Corp.	FASSIL FENIKILE	att-regulatory-ca@att.com
Global Crossing	SAMANTHA	
Telecommunications, Inc	RIDDERBUSCH	Samantha.Ridderbusch@centurylink.com
Sprint Communications		
Company, LP	STEPHEN KUKTA	stephen.h.kukta@t-mobile.com
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 Comcast Phone of California,
 LLC
 BT Americas, Inc.
 McLeod USA
 Telecommunications Services,
 LLC
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 Verizon Long Distance LLC
 Wholesale Airtime, Inc.
 DeltaCom, LLC
 Custom Network Solutions, Inc.
 ANPI, LLC
 SBC Long Distance, LLC
 Utility Telecom Group, LLC
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 LDMI Telecommunications, LLC
 Mpower Communications Corp.
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 Quantumshift Communications,
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 Level 3 Communications, LLC
 International Telcom, LLC
 Incontact, Inc.
 Kddi America, Inc.
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 Peak Communications, Inc
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LCB Communications, LLC
Golden Bear Broadband LLC
Local Access Services LLC
Public Interest Telecom of CA
Vodex Communications
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Sage Communications, Inc.
CallFire, Inc.
ATC Outdoor DAS, LLC

Surfnet Communications, Inc.
Ultimate Internet Access, Inc.
LightSpeed Networks, Inc.
Vodafone US Inc.
Webpass Telecommunications,
LLC
Hunter Communications, Inc.
Integrated Path Communications,
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Tahnay Telecommunications
Bright Fiber Network, LLC
Dynalink Communications, Inc.
Magna5 LLC
Anza Electric Co-operative, Inc.
IT Management Corporation

Cal.Net, Inc.
eNetworks, LLC
Ridge Communications, Inc.
Tekify Fiber, LLC
Atherton Fiber, LLC
LV.Net
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(END OF APPENDIX B)