
Public Utilities Commission of the State of California

Wesley M. Franklin, Executive Director

Headquarters

505 Van Ness Avenue
San Francisco, CA 94102
(415) 703-2782

Southern California Office

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Los Angeles, CA 90013
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Website: <http://www.cpuc.ca.gov>

[Online Calendar Archive: http://www.cpuc.ca.gov/daily_calendar_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

Daily Calendar **Thursday, September 21, 2000**

- Regular Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification of Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/Arbitrator's Reports/
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Submissions
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications

Commission Decision and Resolution Summaries for the Conference of August 21, 2000 and September 7, 2000, are included in this calendar.



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call (415) 703-1203. If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074 or TDD# (415) 703-2032 five working days in advance of the event.

REGULAR COMMISSION BUSINESS MEETINGS

| | | |
|--------------------|-------|---------------|
| September 21, 2000 | 10 am | San Francisco |
| October 5, 2000 | 10 am | San Francisco |
| October 19, 2000 | 10 am | Los Angeles |

COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

| | | |
|------------------|---------|---------------|
| October 2, 2000 | 1:30 pm | San Francisco |
| October 16, 2000 | 1:30 pm | San Francisco |
| October 30, 2000 | 1:30 pm | San Francisco |

NOTICES

Delivery of Formal Pleadings for Filing

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4th Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

Charge for Commission Documents

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

SUBSCRIPTION INFORMATION

Subscription Notice for Draft Agenda Items

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above. Intervenor who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

Subscription Notice for Daily Calendar and/or Agenda

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

COMMISSIONER OFFICE HOURS

NONE

PUBLIC MEETING & WORKSHOPS

Public Meeting – Low Income Measurement & Evaluation

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|--|--|
| <i>September 21, 2000 10 am – 3 pm</i> | <i>Southern California Gas Energy Resource Center 9240 E. Firestone Boulevard Downey</i> |
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The Low Income Measurement & Evaluation Committee of CALMAC will meet to discuss, the following topics: PY2000 Low Income Program Evaluations, the RRM Working Group Report, and the Cost Effectiveness Test Study.

Workshop participation is open to the public and the meeting is wheelchair accessible. For more information contact Mary O'Drain of Pacific Gas and Electric Company at (415) 973-2317 or by email at: mjob@pge.com.

Public Meeting Notice – Deaf and Disabled Telecommunications Program

California Relay Service Advisory
Committee (CRSAC)
September 22, 2000
10 am – 4 pm

DDTP Offices
505 14th Street, Suite 400,
Conference Room
Oakland

The CRSAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following: I.) ROUTINE BUSINESS, A.) Introductions, B.) Agenda Modifications and Approval, C.) Public Input – Morning Session, D.) Review of Minutes of the Previous Meeting, E.) CRS Report, F.) DDTP Staff Report, II.) PUBLIC INPUT, III.) QUALITY OF SERVICE OF SPEECH-TO-SPEECH, IV.) DISCUSSION ABOUT FUTURE OF VRS TRIAL, V.) DISCUSSION OF MEETING AT CSD, VI.) DISCUSSION OF TOPICS FOR THE NOVEMBER CRSAC PLANNING SESSION, VII.) CRSAC REPRESENTATIVE TO DDTPAC, VIII.) TECHNOLOGICAL UPDATE, IX.) FUTURE MEETINGS, X.) MEMBER REPORTS, and XI.) ADJOURNMENT.

Meeting Information: For more information, please contact Laine Proctor, DDTP Committee Coordinator at (510) 302-1100 x109 voice or (510) 302-1117 TTY.

Environmental Notice: People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

Public Meeting Notice - Deaf and Disabled Telecommunications Program

DDTPAC Meeting
September 25, 2000
10 am - 3 pm

Deaf and Disabled Telecommunications Program
Administrative Committee (DDTPAC)
505 14th Street, Suite #400
Oakland

The Deaf and Disabled Telecommunications Program Administrative Committee (DDTPAC) of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following: (I.) Public Input, (II.) Report and Recommendations from the 2001 Budget Task Force on the DDTP's Proposed 2001 Presentation on the VRS Trial and Discussion of Continuation of the Trial into 2001, (III.) Discussion of Other Program Issues Pertaining to the 2001 Budget, (IV.) Deliberation and Vote on the Report and Recommendations of the 2001 Budget Task Force, (V.) CLOSED SESSION - Pursuant to Section 11126(a) of the Bagley-Keene Open Meeting Act, the DDTPAC will meet in closed session to consider budget items pertaining to DDTP employees, (VI.) The DDTPAC Chair will report in open session on actions taken in the closed session.

DDTPAC Meeting Information: For more information, please contact Shelley Bergum, DDTP Executive Director at (510) 874-1410 voice or (510) 874-1411 TTY.

Environmental Notice: People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

Workshop Notice - OSS Performance Measures

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|---|--|
| <i>September 26, 2000</i> <i>9 am – 5 pm</i> | <i>California Public Utilities Commission</i> <i>505 Van Ness Avenue, Training Room</i> <i>(Corner of Van Ness and McAllister)</i> <i>San Francisco</i> |
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Interested parties in the OSS performance measures proceeding (R. 97-10-016, I. 97-10-017) will meet to discuss the following topics: Pacific Bell and Verizon OSS performance measure audit issues, CLEC performance measurement reconciliation, and data verification. For more information please contact Bill Braxton at (415)-703-4153 or bil@cpuc.ca.gov.

Public Meeting

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|--|--|
| <i>September 26, 2000</i> <i>9:30 am – 10:30 am</i> | <i>PSP Enforcement Office</i> <i>PSP Conference Room</i> <i>One Crow Canyon Court, Suite 110</i> <i>San Ramon</i> |
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The Payphone Service Providers Enforcement (PSPE) Committee will conduct a bi-monthly meeting. For more information or directions to the meeting, please contact the PSPE Program at (925) 855-3890.

The PSPE Committee will meet to discuss the following topics: 1) Meeting Overview -- Committee Chairperson; 2) Minutes from the July, 2000 meeting; 3) Financials and Staffing; 4) Update on Palm Pilots; 5) Report and Discussion of TDD Placement Interim Committee; 6) Public Input; and 7) New Items for Future Agenda.

PLEASE NOTE THAT THIS MEETING WILL BE CONDUCTED AS A CONFERENCE CALL. IF YOU WISH TO PARTICIPATE IN THIS CONFERENCE CALL, PUBLIC FACILITIES WILL BE AVAILABLE TO YOU AT THE PSP ENFORCEMENT CONFERENCE ROOM, ONE CROW CANYON COURT, SUITE 110, SAN RAMON, CA 94583. IF YOU HAVE ANY QUESTIONS OR NEED DIRECTIONS, PLEASE CALL (925) 855-3890.

Workshop Notice

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|---|--|
| <i>October 2, 2000</i> <i>10 am – 4 pm</i> | <i>Hiram Johnson State Building</i> <i>455 Golden Gate Avenue, Training Rooms 2 and 3</i> <i>San Francisco</i> |
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The California Public Utilities Commission's Division of Strategic Planning will conduct a workshop to help write new rules for the **Deaf and Disabled Telecommunications Program (DDTP)**.

Background: The California Legislature passed Senate Bill 669 in 1999 that:

1) Creates the DDTP Administrative Committee as an advisory board for the CPUC to help develop, implement, and administer programs providing telecommunications services and

equipment to the deaf or disabled, and

2) Requires funds for the DDTP be held in the State Treasury (instead of a bank trust fund as is currently done).

This proceeding, known as Rulemaking 00-05-001, is intended to develop procedures to carry out the requirements of SB 669. This rulemaking is aimed at:

Ensuring that the DDTP has adequate administrative authority and resources to “carry out the programs pursuant to the commission’s direction, control, and approval” (Public Utilities (P.U.) Code Section 278(a)(1)),

Reviewing the DDTPAC’s structure to ensure that it achieves “appropriate representation by the consumers of telecommunications services for the deaf and disabled,” as SB 669 requires (P.U. Code Section 278 (a) (2)), and,

Implementing the changes in financial administration that SB 669 requires.

Ground Rules for this Workshop:

The atmosphere at the workshop will be informal. However, a court reporter will record the Workshop and a transcript will be available at a later time. Only if needed will the moderator impose time limits for speakers and other control measures.

2) The workshop will explore the issues raised in the Order Instituting Rulemaking (OIR), (see <ftp://ftp.cpuc.ca.gov/gopher-data/agenda/r0005001.pdf>), issues presented by the assigned ALJ, and other specific topics raised by participants. The workshop participants are asked to explore and evaluate all the items on the agenda, not merely iterate or defend a position.

3) The CPUC invites anyone interested in this subject to comment in person at this workshop. If you cannot attend, write or e-mail your views to the Commission’s Public Advisor: California Public Utilities Commission

Public Advisor’s Office

505 Van Ness Avenue, 5th Floor

San Francisco, CA 94102

public.advisor@cpuc.ca.gov

Please include R.00-05-001 in your mail or e-mail.

The hearing location is accessible to persons with disabilities and will have sign language interpreters, real-time captioners, and voicers available. Please call the Commission’s Public Advisor at least five working days before the workshop if you need to request other reasonable accommodation: 415-703-2074 (V), 415-703-2032 (TTY) or 800-229-6846 (TTY)

4) Mark Vandervelden of the Division of Strategic Planning will chair and moderate this workshop.

5) Mr. Vandervelden will prepare and file a Workshop Report with the Commission presenting the views of workshop participants. The Commission may use this report as a basis for the discussion of SB 669 implementation issues. For more information contact Mark Vandervelden at (415)703-2329 or by e-mail: mav@cpuc.ca.gov.

San Diego Gas & Electric Company Energy Efficiency Workshop

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|------------------------|----------------|
| October 4, 2000 | Sempra Energy |
| 10 am – 4 pm | 101 Ash Street |
| (Residential Programs) | San Diego |

Pursuant to the August 15, 2000 Ruling of Administrative Law Judge's Ruling, SDG&E will be conducting a public workshop to discuss proposals and develop consensus positions on program year 2001 residential energy efficiency programs offered by SDG&E. The workshop will address residential in-home and mail-in audits, public input and promotion of the RCP program, potential changes to RCP program, definition of residential communities and customer groups, and guidelines governing utility administrator discretion and activities requiring Commission approval.

Teleconference Information: The meeting is accessible through teleconference. To use this option, please call 1-800-394-0102 and enter the access code 20351#.

Workshop participation is open to the public and the meeting is wheelchair accessible. For more information contact Joy Yamagata of Sempra Energy at (619) 696-4325 or by email:

jyamagata@sempra.com.

San Diego Gas & Electric Company Energy Efficiency Workshop

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| <p>October 5, 2000 10 am – 4 pm (Nonresidential Programs)</p> | <p>Sempra Energy 101 Ash Street San Diego</p> |
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Pursuant to the August 15, 2000 Ruling of Administrative Law Judge's Ruling, SDG&E will be conducting a public workshop to discuss proposals and develop consensus positions on program year 2001 nonresidential energy efficiency programs offered by SDG&E. The workshop will address marketing techniques for nonresidential customers and identification of market barriers to participation, public input for large and small standard performance contract program revisions, Express Efficiency program standardization, and guidelines governing utility administrator discretion and activities requiring Commission approval.

Teleconference Information: The meeting is accessible through teleconference. To use this option, please call 1-800-394-0102 and enter the access code 20351#.

Workshop participation is open to the public and the meeting is wheelchair accessible. For more information contact Joy Yamagata of Sempra Energy at (619) 696-4325 or by email:

jyamagata@sempra.com.

Workshop Notice - I.98-12-013 (PG&E December 1998 Outage) - REVISED AS OF 9/19/00

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|--|--|
| <p>October 5, 2000 9 am - 5 pm And October 6, 2000 9 am – 5 pm</p> | <p>California Public Utilities Commission 505 Van Ness Avenue, Room 3104 (Corner of Van Ness and McAllister) San Francisco</p> |
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Investigation 98-12-013 seeks information on the Pacific Gas and Electric Company power outage that occurred December 8, 1998. The investigation will consider whether the Commission should enter any orders to ensure that a similar outage does not occur again. Parties have agreed to a series of workshops to consider recommendations for the prevention of a future such outage. This workshop is an opportunity to discuss resolution of recommendations,

identification of unresolved recommendations, and the process for preparation of a Final Workshop Report. The dates and times for subsequent workshops will be discussed and confirmed at each workshop. Workshop dates will also be listed in the Commission's Daily Calendar to the extent possible. Issues might be transferred from one day or workshop to another, or workshops taken out of order. The contact person is Burton W. Mattson at (415) 703-2504 or bwm@cpuc.ca.gov.

Public Meeting

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|-------------------------------------|---|
| October 13, 2000 9:30 am - 12 pm | California Public Utilities Commission 505 Van Ness Avenue, Room 3204 (Corner of Van Ness and McAllister) San Francisco |
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The Administrative Committee of the California High Cost Fund A (CHCF-A), the California High Cost Fund B (CHCF-B), and the California Teleconnect Fund (CTF) will hold a meeting. Following is the agenda for the meeting: **1. Introductions; 2. Public Comments; 3. Review and Approval of August 15 and September 14, 2000 Public Meeting Minutes; 4. CHCF-A:** a. Review/Approval of Expenses and Claims, b. Review/Approval of Payment Letter(s), and c. Status Report on Financial Condition; **5. CHCF-B:** a. Review/Approval of Expenses and Claims, b. Review/Approval of Payment Letter(s), c. Status Report on Financial Condition and Investment Portfolio, d. Status Report of the Remittance Audit Contract, and e. Discussion on Carrier Claims Audit; **6. CTF:** a. Review/Approval of Expenses and Claims, b. Review /Approval of Payment Letter(s), c. Status Report on Financial Condition and Investment Portfolio, d. Status Report of Remittance Audit Contract, and e. Discussion on Carrier Claims Audit; and **7. Schedule for the Next Public Meetings and Agenda.** The contact person for this meeting is Hassan Mirza at 415.703.1638.

NOTICE OF DRAFT RESOLUTIONS
(Pursuant to PU Code § 311(g))

NONE

NEW FILINGS

| | | |
|--------|------------|--|
| 9/1/00 | A00-09-032 | Sierra Pacific Communications, for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013 |
| 9/7/00 | A00-09-031 | Sprint Communications Company L.P., for arbitration |

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| | | of interconnection rates, terms, conditions and related arrangements with Verizon California, Inc. f/k/a GTE California Incorporated pursuant to Section 252(b) of the Telecommunications Act of 1996 |
| 9/12/00 | A00-09-034 | The Telephone Connection IXC Services, LLC, for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013 |
| 9/13/00 | A00-09-033 | Santa Clara Valley Transportation Authority, for an order authorizing construction of grade separated crossings at Montgomery Street (V176.20), Cahill Street (V175.45), and Diridon Yard (V174.20) by the light rail transit line of the Vasona Light Rail Project in the City of San Jose, County of Santa Clara |
| 9/13/00 | A00-09-036 | Santa Clara Valley Transportation Authority, for an order authorizing construction of two at-grade pedestrian crossings at the San Jose Diridon station (V171.75) by the light rail transit line of the Vasona Light Rail project in the City of San Jose, County of Santa Clara |
| 9/13/00 | A00-09-035 | Sphera Optical Networks N.A., Inc., dba Sphera Networks, for a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange telecommunications services and limited facilities-based and resold interexchange service in California |
| 9/13/00 | A00-09-037 | Santa Clara Valley Transportation Authority, for an order authorizing construction of an at-grade crossing at Park Avenue (V182.00) by the light rail transit line of the Vasona Light Rail Project in the City of San Jose, County of Santa Clara |
| 9/13/00 | A00-09-038 | Santa Clara Valley Transportation Authority, for an order authorizing construction of grade separated crossing at State Route 87 (V183.80) by the light rail transit line of the Vasona Light Rail Project in the City of San Jose, County of Santa Clara |

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

**DRAFT DECISIONS * PROPOSED DECISIONS * ALTERNATES * PRESIDING
OFFICER'S DECISION * ARBITRATOR'S REPORTS**

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| 9/19/00 | A99-08-022 | Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) to: (1) Consolidate Authorized Rates And Revenue Requirements; (2) Verify Residual competition Transition Charge Revenues; (3) Review the Disposition of Balancing and Memorandum Accounts; (4) Review Generation Cost Jurisdictional Cost Allocation; (5) Review the Reasonableness of the Administration of the Low Emission Vehicle Program; (6) Review the Administration of Special Contracts; and (7) Present a Proposal for the Inclusion of Long Run Marginal Costs in the Power Exchange Energy Credit; |
| | A99-08-023 | Application of PACIFIC GAS AND ELECTRIC COMPANY in the 1999 Revenue Adjustment Proceeding (U 39 E); and |
| | A99-08-026 | In the Matter of the Revenue Adjustment Proceeding (RAP) application of San Diego Gas and Electric Company (U 902-E) for approval of a PX Credit and Related Computations; Revised Alternate Proposed Decision of Commissioner Neepor |
| 9/20/00 | A91-11-024 | In the Matter of the Application of San Diego Gas & Electric Company For Authority to Increase its Rates And Charges for Electric, Gas, and Steam Service, Effective January 1, 1993 (U 902-M); Proposed Decision of ALJ Barnett |

ADVICE LETTER FILINGS

NONE

MISCELLANEOUS TRANSPORTATION ITEMS

NONE

MISCELLANEOUS TELECOMMUNICATION MATTERS

NONE

TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

NONE

ADJOURNMENTS * RESETTINGS * SUBMISSIONS

- | | |
|-------------|---|
| A.00-05-015 | <p>McVicar - Application of Citizens Utilities Company of California (U-87-W), a California corporation, and California-American Water Company, a California corporation, for each of the following orders:</p> <ol style="list-style-type: none">1. Authorizing Citizens Utilities Company of California to sell and to transfer all of its water utility assets and indebtedness to California-American Water Company;2. Authorizing California-American Water Company to acquire all of the water utility assets and indebtedness of Citizens Utilities Company of California and thereafter to engage in and carry on the water utility business and service to the customers of Citizens Utilities Company of California;3. Authorizing Citizens Utilities Company of California to withdraw from the water utility business; and4. For related relief, <p>Public Participation Hearing held and continued to September 21</p> |
| A.00-05-018 | <p>Galvin - In the matter of the application of Sierra Pacific Power Company, for authority to establish authorized rate of return on common equity for electric distribution for year 2001,</p> <p>Evidentiary Hearing held and continued to September 20</p> |
| C.00-05-039 | <p>Correction to the Daily Calendar of 9/20/00</p> |

Ryerson - Boston Properties, Inc. vs. Pacific Gas and Electric Company,
Prehearing Conference held and concluded

A.00-06-046 **Correction to the Daily Calendar of 9/20/00**
Barnett - Application to share with ratepayers post-rate freeze net benefits of operating Diablo Canyon in compliance with Decision 97-05-088,
Prehearing Conference held and concluded

A.00-07-043 **Correction to the Daily Calendar of 9/20/00**
Barnett - Application of Pacific Gas and Electric Company for authority, among other things, to increase rates and charges for electric and gas service effective on January 1, 2001 and on January 2, 2002,
Prehearing Conference held and concluded

C.00-03-017 Vieth - Carol Fisch vs. Garrapata Water Co., Inc.,
Evidentiary Hearing held and no report given

A.00-07-001 Thomas - Application of Sierra Pacific Power Company for approval of a proposed distribution performance-based ratemaking mechanism supported by a cost of service study,
Prehearing Conference held and no report given

REMOVALS FROM CALENDAR

NONE

NEW SETTINGS

| | | |
|------------|-------------|--|
| 10/11/00 | 10:00 a.m. | (EH) - Tim Garcia and Murlene Garcia vs. Pacific Gas |
| ALJ Wright | C.00-06-013 | & Electric Company, |
| Comr Duque | | State Office Building |
| | | 2550 Mariposa Street, Room 1038 |
| | | Fresno, CA |

LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judge A. Kirk McKenzie at 9:30 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

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|---------|-----------|----------------|
| 9/5/00 | 9:30 a.m. | NONE SCHEDULED |
| 9/12/00 | 9:30 a.m. | NONE SCHEDULED |
| 9/19/00 | 9:30 a.m. | NONE SCHEDULED |

FINAL ORAL ARGUMENTS

NONE

HEARINGS

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

(PHC) = Prehearing Conference

(EH) = Evidentiary Hearing

(PPH) = Public Participation Hearing

(IAM) = Initial Arbitration Meeting

(M) = Mediation

(FOA) = Final Oral Argument

(WS) = Workshop

(FPH) = Full Panel Hearing

(AH) = Arbitration Hearing

(CA) = Closing Argument

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| 9/21/00 | 7:00 p.m. | (PPH) - Application of Citizens Utilities Company of California (U-87-W), a California corporation, and California-American Water Company, a California corporation, for each of the following orders: |
| ALJ McVicar | A.00-05-015 | |
| Comr Wood | | |

1. Authorizing Citizens Utilities Company of California to sell and to transfer all of its water utility assets and indebtedness to California-American Water Company;

2. Authorizing California-American Water Company to acquire all of the water utility assets and indebtedness of Citizens Utilities Company of California and thereafter to engage in and carry on the

water utility business and service to the customers of
Citizens Utilities Company of California;
3. Authorizing Citizens Utilities Company of
California to withdraw from the water utility business;
and

4. For related relief,

**Crosswoods Community Center
6742 Auburn Boulevard
Citrus Heights, CA**

| | | |
|------------|-------------|---|
| 9/21/00 | 9:00 a.m. | (EH) - In the matter of the application of Sierra Pacific |
| ALJ Galvin | A.00-05-018 | Power Company, for authority to establish authorized |
| Comr Wood | | rate of return on common equity for electric |
| | | distribution for year 2001, |
| | | Commission Courtroom, San Francisco (and |
| | | continued as needed) |

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| 9/22/00 | 10:00 a.m. | (TELEPHONIC PHC) - In the matter of the |
| ALJ Ryerson | A.00-06-045 | application of Island Navigation Company, Inc., a |
| Comr Duque | | vessel common carrier (VCC-43) doing business as |
| | | Catalina Island Water Transportation Co., for authority |
| | | to increase rates of fare, for an ex parte interim order |
| | | authorizing the same, and for authority to establish a |
| | | Zone of Rate Freedom for its vessel common carrier |
| | | services between points on or offshore of Santa |
| | | Catalina Island, |
| | | Commission Room 5100, San Francisco |

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|------------|-------------|---|
| 9/25/00 | 10:00 a.m. | (EH) - Application of Pacific Gas and Electric |
| ALJ Galvin | A.00-05-013 | Company for (i) authority to establish its authorized |
| Comr Wood | | rates of return on common equity for electric |
| | | distribution and gas distribution for year 2001, and |
| | | (ii) adoption of an annual cost of capital adjustment |
| | | mechanism, |
| | | Commission Courtroom, San Francisco (also |
| | | September 26 - 29 and continued as needed) |

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|---------------|-------------|---|
| 9/25/00 | 2:00 p.m. | (PHC) - In the matter of the application of Ms. Theta |
| ALJ Prestidge | A.00-07-046 | McComb, as the sole owner of Grand View Gardens |
| Comr Duque | | Water Company, Inc., a California corporation, and |
| | | Watertek, Inc., a California corporation, for the |
| | | following orders: |

1. authorizing Theta McComb to sell and transfer to
Watertek, Inc., ownership of certain assets of Grand

View Gardens Water Company, Inc., and

2.. authorizing Grand View Gardens Water Company, Inc. to withdraw from the water utility business; and

3. authorizing Watertek, Inc. to engage in and carry on the water utility service to the customers of Grand View Gardens Water Company, Inc.;

4. authorizing assignment of AquaSource Utility, Inc.'s interest in a certain asset purchase agreement between AquaSource Utility, Inc. and Grand View Gardens Water Company, Inc.,

Commission Courtroom, San Francisco

9/26/00 2:00 p.m.
ALJ Bushey I.00-08-003
Comr Bilas

(PHC) - Order instituting investigation into the gas procurement ratemaking practices of San Diego Gas and Electric Company,

Commission Courtroom, San Francisco

9/27/00 10:00 a.m.
ALJ McVicar C.00-06-012
Comr Duque

(EH) - Mark III Engineering Contractors vs. Southern California Water Company; Arden-Cordova Water Company; and Citizens Utilities Company of California,

Commission Courtroom, San Francisco (also September 28)

9/28/00 10:00 a.m.
ALJ Walker C.00-05-055
Comr Duque

(TELEPHONIC PHC) - Flamingo Mobile Lodge vs. Pacific Bell,

Commission Room 5111, San Francisco

9/29/00 10:00 a.m.
ALJ Barnett A.00-04-002
Comr Wood

(EH) - Application of Pacific Gas and Electric Company for authority to revise its gas rates and tariffs to be effective January 1, 2001,

Commission Courtroom, San Francisco (also October 3 - 6)

10/2/00 10:00 a.m.
ALJ Minkin A.00-03-038
Comr Lynch

(EH) - Application of Pacific Gas and Electric Company for current cost recovery during the rate freeze period,

(EH) - Application of Southern California Edison Company requesting modification of its Transition Revenue Account (TRA) and Transition Cost Balancing Account (TCBA) mechanisms to allow for the transfer and recovery of costs and return of revenues recorded in various previously-authorized

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| | | regulatory accounts during the rate freeze period, and related relief, Commission Courtroom, San Francisco |
| 10/2/00 ALJ Prestidge Comr Wood | 10:00 a.m. C.00-04-029 | (TELEPHONIC PHC) - George M. Sawaya vs. MCI Telecommunications Corp. (U-5011-C) aka MCI WorldCom and MCI Worldcom, Inc., Commission Courtroom, San Francisco |
| 10/2/00 ALJ Thomas Comr Duque | 10:00 a.m. R.00-05-001 | (WS) - Order instituting rulemaking into implementation of Senate Bill 669, regarding the deaf and disabled telecommunications program, Hiram Johnson State Building Training Rooms 2 & 3 455 Golden Gate Avenue San Francisco, CA |
| 10/3/00 ALJ Wetzell Comr Bilas | 9:00 a.m. A.97-12-020 | (EH) - Application of Pacific Gas and Electric Company for authority, among other things, to increase rates and charges for electric and gas service effective January 1, 1999, |
| | I.97-11-026 | (EH) - Investigation into the reasonableness of expenses related to the out-of-service status of Pacific Gas and Electric Company's El Dorado Hydroelectric Project and the need to reduce electric rates related to this non-functioning electric generating facility, |
| | A.94-12-005 | (EH) - Application of Pacific Gas and Electric Company for authority among other things, to decrease its rates and charges for electric and gas service, and increase rates and charges for pipeline expansion service (electric and gas), |
| | I.95-02-015 | (EH) - Order instituting investigation into rates, charges, and practices of Pacific Gas and Electric Company, Commission Courtroom, San Francisco (also October 4) |
| 10/3/00 ALJ O'Donnell Comr Duque | 1:30 p.m. A.00-04-023 | (PPH) - In the matter of the application of the California-American Water Company (U 210 W) for an order authorizing it to increase its rates for water service in its Los Angeles Division to increase revenues by \$1,938,500 in the year 2001; \$782,100 in the year 2002; and \$642,800 in the year 2003, (San Marino & Duarte Service Area) San Marino City Hall Council Chambers 2200 Huntington Drive San Marino, CA |

October 3, 2000 (Baldwin Hills Service Area)
7:00 p.m. **Inglewood Public Library**
101 W. Manchester Blvd.
Inglewood, CA

also (EH) October 10 - 13. Hearings will begin at 10:00 a.m. on October 10 and at 9:30 a.m. for the following hearing days.

10/6/00 10:00 a.m.
ALJ Walker A.00-07-029
Comr Duque

(PHC) - In the matter of the application of Mr. Omar Gene Buller, and Mrs. Kathryn L. Buller, the sole owners of Metropolitan Water Company, and Watertek, Inc., a California corporation, for the following orders:

1. Authorizing O. Gene and Kathryn L. Buller to sell and transfer to Watertek, Inc. ownership of certain assets of Metropolitan Water Company, and
2. authorizing Metropolitan Water Company to withdraw from the water utility business; and
3. authorizing Watertek, Inc. to engage in and carry on the water utility service to the customers of Metropolitan Water Company,

State Office Building
2550 Mariposa Street, Room 1027
Fresno, CA

10/10/00 10:00 a.m.
ALJ Patrick A.00-03-062
Comr Duque

(EH) - Application of San Diego Gas & Electric Company for review of its Market Indexed Capital Adjustment Mechanism (MICAM),
Commission Courtroom, San Francisco

10/10/00 2:00 p.m.
ALJ Barnett A.00-05-025
Comr Bilas

(PHC) - In the matter of the application of Southern California Edison Company (U 338-E) for authority to retain its Pebbly Beach generating station in the regulated utility corporation,
Commission Courtroom, San Francisco

10/11/00 10:00 a.m.
ALJ Wright C.00-06-013
Comr Duque

(EH) - Tim Garcia and Murlene Garcia vs. Pacific Gas & Electric Company,
State Office Building
2550 Mariposa Street, Room 1038
Fresno, CA

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| 10/12/00 ALJ Barnett | 11:00 a.m. C.00-08-051 | (ECP) - Robert J. Nigg vs. GTE California Incorporated, The Village at Indian Hill 1460 East Holt Boulevard, Suite 184 Pomona, CA |
| 10/13/00 ALJ Barnett | 11:00 a.m. C.00-08-023 | (ECP) - Henry N. Addington vs. Pacific Bell Telephone Company, State Office Building Room B-103, 1350 Front Street San Diego, CA |
| 10/13/00 ALJ Barnett | 12:00 Noon C.00-08-029 | (ECP) - David Mitchell vs. Pacific Bell Telephone Company, State Office Building Room B-103, 1350 Front Street San Diego, CA |
| 10/16/00 ALJ Thomas Comr Wood | 1:00 p.m. A.99-10-036 | (EH) - Application of Southern California Gas Company for authority pursuant to Public Utilities Code Section 851 to sell certain intellectual property known as energy marketplace, Commission Courtroom, San Francisco (also October 17 at 9:30 a.m.) |
| 10/16/00 ALJ Bushey Comr Bilas | 9:00 a.m. A.00-0-032 | (EH) - In the matter of the application of Southern California Gas Company for authority to implement a rate for peaking service as ordered by D.99-04-060, Commission Courtroom, San Francisco (also October 17 - 20) |
| 10/17/00 ALJ Brown Comr Duque | 10:00 a.m. A.00-05-026 | (PHC) - In the matter of the application of Southern California Edison Company (U 338-E) for authority to market value and retain the generation-related portions of SSID, Commission Courtroom, San Francisco |
| 10/17/00 ALJ Brown Comr Duque | 11:00 a.m. A.00-05-027 | (PHC) - In the matter of the application of Southern California Edison Company (U 338-E) for authority to divest its remaining SO2 allowances, Commission Courtroom, San Francisco |
| 10/19/00 ALJ Vieth Comr Wood | 10:00 a.m. C.00-01-017 | (EH) - Los Robles Mobile Home Park Chapter 393 of the Golden State Mobilehome Owners League vs. Hillsboro Properties and City of Novato Redevelopment Agency, |

Commission Courtroom, San Francisco

10/23/00 10:00 a.m. **(EH)** - Arco Products Company, Mobil Oil Corporation, Texaco Refining and Marketing, Inc., and Equilon Enterprises, LLC vs. Santa Fe Pacific Pipeline, L.P.,

ALJ Brown
Comr Wood

C.97-04-025

Commission Courtroom, San Francisco (also October 24 - 27)

10/24/00 10:00 a.m. **(OA)** - In the matter of the application of the Southern California Water Company (U 133 W) for an order authorizing it to increase rates for water service in its Arden-Cordova service area, and related matters,

ALJ Bennett
Comr Duque

A.00-03-064

A.00-03-065

A.00-03-066

A.00-03-067

A.00-03-068

A.00.03-069

A.00-03-070

Commission Courtroom, San Francisco

10/25/00 10:00 a.m. **(EH)** - Application of Red & White Ferries, Inc. to temporarily suspend scheduled weekday vessel common carrier service between Richmond and San Francisco,

ALJ Rosenthal
Comr Bilas

A.00-07-034

Commission Courtroom, San Francisco (also October 26 at 1:00 p.m.; October 27 at 10:00 a.m.)

10/26/00 10:00 a.m. **(EH)** - Catellus Development Corporation, a Delaware corporation, and SF Pacific Properties, Inc., a Delaware corporation vs. Williams Communications, Inc., dba VYVX, Inc., a Delaware corporation,

ALJ Vieth
Comr Wood

C.00-04-012

Commission Courtroom, San Francisco (also October 27)

11/13/00 10:00 a.m. **(EH)** – Application of Pacific Gas and Electric Company to revise its electrical marginal costs, revenue allocation, and rates at the end of the rate freeze,

ALJ Gottstein
Comr Bilas

A.99-03-014

**Commission Courtroom, San Francisco (also November 14 - 17; November 28 - December 1; December 4 - 8; December 12 - 14)
Evidentiary Hearing will be held from 10:00 a.m. to 4:00 p.m. on Mondays, and from 9:00 a.m. to 1:00 p.m. on Tuesday through Friday**

11/28/00 10:00 a.m. **(EH)** - Application of Pacific Fiber Link, L.L.C.

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| ALJ Walker Comr Duque | A.99-08-021 | (U-6028-C) for modification of its Certificate of Public Convenience and Necessity ("CPCN") to review proponents's environmental assessment for compliance with the California Environmental Quality Act ("CEQA"), Commission Courtroom, San Francisco (also November 29 - December 1) |
| 12/5/00 ALJ Walker Comr Bilas | 10:00 a.m. A.00-01-023 | (EH) - In the matter of the application of Pacific Bell Telephone Company (U 1001 C) for authority pursuant to Public Utilities Code Section 851 to lease space in administrative buildings and central offices and to transfer assets to SBC Advanced Solutions, Inc., Commission Courtroom, San Francisco (also December 6-8) |
| 12/11/00 ALJ Barnett Comr Duque | 10:00 a.m. A.00-05-024 | (EH) - In the matter of the application of Southern California Edison Company (U 338) for approval of agreements to sell its interest in four corners generating station and Palo Verde generating station, Commission Courtroom, San Francisco (also December 12 - 13) |
| 1/9/01 ALJ Bennett Comr Duque | 10:00 a.m. C.95-03-057 | (EH) – Paula Karrison, an individual vs. A & P Moving, Inc., Commission Offices 707 "L" Street, Suite 1050 Sacramento, CA (also January 10 – 11) |
| 2/1/01 ALJ Brown Comr Wood | 10:00 a.m. C.00-04-013 A.00-03-044 | (EH) – Arco Products Company, a division of Atlantic Richfield Company ("ARCO") and Mobil Oil Corporation ("MOBIL") vs. SFPP, L.P., (EH) – In the matter of the application of SFPP, L.P. for authority to justify its rates for intrastate transportation of refined petroleum products on the basis of market factors, Commission Courtroom, San Francisco (also February 2 – 12 at 9:00 a.m.) |

EXECUTIVE ORDERS SIGNED

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| 9/1/00 | D00-09-001 | A00-07-042 - Telegate, Inc. For a certificate of public convenience and necessity to provide interLATA and intraLATA telecommunications service as a switchless |
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reseller. **Granted as set forth. This proceeding is closed.**

- 9/5 D00-09-002 A00-07-051 - TeleDirect Telecommunications Group, LLC. For a certificate of public convenience and necessity to provide interLATA and intraLATA telecommunications service as a switchless reseller. **Granted as set forth. This proceeding is closed.**
- D00-09-003 C99-08-001 - Airporter, Inc. dba Santa Rosa Airporter vs. Sonoma County Airport Express. **Corrects error in D00-07-051.**

COMMISSION MEETING OF SEPTEMBER 7, 2000

Commissioners Present:

Loretta M. Lynch, President

Henry M. Duque

Josiah L. Neeper

Richard A. Bilas

Carl W. Wood

- 9/7 D00-09-004 A99-09-049 - Southern California Edison Company. For approval of program year 2000 and 2001 energy efficiency program plans, budgets, and performance award mechanism. A99-09-050, A99-09-057, A99-09-058 - Related matters. **Modifies D00-07-017.**
- D00-09-005 A92-09-034 - GTE Mobilnet of California Limited Partnership and GTE Mobilnet of Santa Barbara Limited Partnership. Order regarding US West's temporary tariff filing to introduce a promotional cash back offer to wholesale and retail customers. **Dismissed. This proceeding is closed.**
- D00-09-006 I99-09-001 - Investigation on the Commission's own motion into the operations and practices of Telmatch Telecommunications, Inc., to determine whether it has violated the laws, rules and regulations governing the manner in which California consumers are billed for telecommunication services. **Extends the 12-month statutory deadline imposed by Public Utilities Code Section 1701.2(d).**
- D00-09-007 C93-10-023 - Coachella Valley Communications, Inc. (complainant) vs. AMI Telecommunications Company of Nevada, Inc., and Morris Jacobs (defendants). **Complaint dismissed with prejudice. Finds**

Complainant to have violated Rule 1 of the Rules of Practice and Procedure by improperly accusing defendants of unlawful or criminal activity, and is ordered to pay sanctions not to exceed \$2,000. Complainant's request for intervenor compensation is denied. This proceeding is closed.

- D00-09-008 A96-03-054 - Pacific Gas and Electric Company (PG&E). Application to modify Diablo Canyon pricing and adopt a customer electric rate freeze in compliance with D95-12-063. **Grants the petition of PG&E to modify D97-05-088. Consistent with the modified decision, no application approving the audit is required. This proceeding is closed.**
- D00-09-009 A00-05-060 - Southwest Gas Corporation. For authority to issue \$136,000,000 debt obligations; \$80,000,000 preferred securities; 4,234,800 shares of Common Stock; refinance short-term debt through the issue of debt securities; and evergreen long-term debt securities, preferred stock, and common stock subject to the Evergreening Guidelines. **Granted as set forth. This proceeding is closed.**
- D00-09-010 I00-03-002 - Order Instituting Investigation on the Commission's own motion into the deaveraging of unbundled network element rates within at least three geographic regions of the State of California pursuant to Federal Communications Commission Rule 47 C.F.R. § 51.507(f). **Approves the Assigned Commissioner's Ruling changing the preliminary determination on need for hearing from yes to no.**
- D00-09-011 A00-04-040 - Sonoma Airporter, Inc. For authority to increase fares for passenger stage service between points in authorized service area and San Francisco International Airport. **Granted as set forth. This proceeding is closed.**
- D00-09-012 A00-05-056 - Shibli Azar, dba Silicon Valley Airporter. For authority to transfer certificate of public convenience and necessity to operate as a passenger stage corporation to Silicon Valley Airporter, Inc., and to establish a Zone of Rate Freedom. **Granted as set forth. This proceeding is closed.**
- D00-09-013 A96-12-009 - Pacific Gas and Electric Company

(PG&E). For authority to identify and separate components of electric rates, effective January 1, 1998. A96-12-011, A96-12-019 - Related matters. **Concludes that record lacks support to penalize PG&E for delay in implementing weekly calculation of the Power Exchange price attributable to computer information system upgrade problems.**

- D00-09-014 A00-04-026 - State of California, Department of Transportation. For authority to widen State Route 50 in Sacramento County over the tracks of the Sacramento Regional Transit District located in the City of Folsom, Sacramento County. **Granted as set forth. This proceeding is closed.**
- D00-09-015 A00-05-017 - City of Davis (City). For authority to construct a bicycle crossing at separated grades over the tracks and right of way of the Union Pacific Railroad Company, in the City, Yolo County. **Granted as set forth. This proceeding is closed.**
- D00-09-016 A00-05-038 - State of California, Department of Transportation. For authority to reconstruct the Ortega Street Pedestrian Overcrossing, located in the City of Santa Barbara, Santa Barbara County. **Granted as set forth. This proceeding is closed.**
- D00-09-017 A00-04-033 - KidShuttle, Inc. For a certificate of public convenience and necessity to operate as passenger stage corporation to transport primarily children between points in Los Angeles and Orange Counties and to establish a Zone of Rate Freedom. **Granted as set forth. This proceeding is closed.**
- D00-09-018 A00-04-051 - Buthaina Ibrahim, dba A-1 Express Shuttle. For a certificate of public convenience and necessity to operate as a passenger stage corporation between points in Contra Costa, Alameda, Solano, San Francisco, and San Mateo Counties and the San Francisco, Oakland, and San Jose International Airports and to establish a Zone of Rate Freedom. **Granted as set forth. This proceeding is closed.**
- D00-09-019 A00-03-037 - Laguna Irrigation District. For modification of Resolution E-3531 revising Special Condition 2.e of Pacific Gas and Electric Company's Schedule E- Exempt to extend the eligibility period for

an irrigation district actively engaged in the process of constructing or purchasing distribution facilities. **Denied. This proceeding is closed. (Comrs Duque & Bilas dissented.)**

- D00-09-020 A00-06-016 - Prepaid Tel.com, Inc. For amendment to certificate of public convenience and necessity in order to provide facilities-based competitive local exchange, access and non-dominant interexchange services. , and to expand its local exchange service territory to include the territories of Roseville Telephone Company and Citizens Telecommunications Company of California, Inc. This proceeding is closed. **Granted as set forth. This proceeding is closed.**
- D00-09-021 A00-05-008 - Sea Planes, Inc. For a certificate of public convenience and necessity to operate as a passenger ocean ferry corporation between points in Santa Barbara, Ventura, Marina Del Rey, Newport Beach, Dana Point, Mission Bay and San Diego. **Granted as set forth. This proceeding is closed.**
- D00-09-022 A00-05-061 - IP Communications Corporation, dba California IP Communications Corporation. For a certificate of public convenience and necessity to provide limited facilities-based and resold competitive local exchange and interexchange services. **Granted as set forth. This proceeding is closed.**
- D00-09-023 A00-05-069 - Looking Glass Networks, Inc. For a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange and limited resold and facilities-based interexchange services in California. **Granted as set forth. This proceeding is closed.**
- D00-09-024 A00-05-071 - Broadband Digital Technologies, Inc. For a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange and limited facilities-based interexchange services in California. **Granted as set forth. This proceeding is closed.**
- D00-09-025 A00-05-048 - InfraSwitch Services, Inc. For a certificate of public convenience and necessity to provide InterLATA and IntraLATA interexchange and competitive local exchange services as a reseller and

facilities-based carrier. **Granted as set forth. This proceeding is closed.**

- D00-09-026 C99-09-042 - Reba Edwards (Edwards) vs. Pacific Bell (PacBell). **Denied. Edwards has failed to satisfy her burden of proving that PacBell violated any tariff provision or any statute, rule, regulation, or order administered by this Commission. Edwards' appeal of the Presiding Officer's Decision is denied. This proceeding is closed.**
- D00-09-027 A00-04-034 - Urban Media of California, Inc. For a certificate of public convenience and necessity to offer facilities-based and resold local exchange in the service areas of Pacific Bell, GTE California, Inc., Citizens Telephone Company and Roseville Telephone Company and interexchange services statewide. **Granted as set forth. This proceeding is closed.**
- D00-09-028 A00-04-027 - Broadview Networks, Inc. For a certificate of public convenience and necessity to provide resold and facilities-based local exchange and interexchange telecommunications services. **Granted as set forth. This proceeding is closed.**
- D00-09-029 (ECP) C00-06-049 - Jay J. Shery, D.C., dba Media District Chiropractic vs. Pacific Bell Telephone Company. **Complaint denied. This proceeding is closed.**
- D00-09-030 A00-03-014 - State of California, Department of Transportation. For authority to construct the Truckee River Bridge and Overhead in Nevada County over the Union Pacific Transportation Company's main line tracks located in Nevada County. **Granted as set forth. This proceeding is closed.**
- D00-09-031 A00-04-053 - Telscape International, Inc., Telscape USA, Inc., MSN Communications, Inc., Pointe Communications Corporation, and Pointe Local Exchange Company. For approval of transfers of control and related transactions. **Granted as set forth. This proceeding is closed.**
- D00-09-032 A00-05-021 - Pac-West Telecomm, Inc.. For arbitration of an Interconnection Agreement with Roseville Telephone Company. **Approves agreement filed in**

accordance with a final arbitrator's report. I00-03-002 - Order Instituting Investigation on the Commission's own motion into the deaveraging of unbundled network element rates within at least three geographic regions of the State of California pursuant to Federal Communications Commission Rule 47 C.F.R. § 51.507(f). This proceeding is closed.

- D00-09-033 A00-04-015 - AppliedTheory Corporation (AppliedTheory) and CRL Network Services (CRL). For authority for AppliedTheory to acquire control of CRL, pursuant to Article 6 of Chapter 4 of the California Public Utilities Code. **Granted as set forth effective nunc pro tunc to the date of January 5, 2000. This proceeding is closed. (Pres Lynch and Comr Wood will file a joint dissent.)**
- D00-09-034 I99-04-022 - Order Instituting Investigation into the operations and practices of the Southern California Gas Company (SoCalGas), concerning the accuracy of information supplied to the Commission in connection with its Montebello Gas Storage Facility. **Conditionally approves the settlement between SoCalGas and the Commission's Consumer Services Division as set forth in Appendix A. This proceeding is closed.**
- D00-09-035 A99-08-052 - Storm Tel, Inc., and CCC Merger Corporation. For authority to transfer control of StormTel, Inc., f/k/a/ Z-Tel, Inc., to CCC Merger Corporation. **Granted as set forth; also . requires these two entities to pay a fine of \$500 for violating Public Utilities Code Section 854(a). This proceeding is closed. (Pres Lynch will file a dissent. Comr Wood Dissented.)**
- D00-09-036 R98-07-037 - Order Instituting Rulemaking on the Commission's proposed policies governing energy efficiency, low income assistance renewable energy and research, development and demonstration. **Approves the utilities' joint Phase 1 recommendations for standardizing installation standards, measure selection criteria and other procedures for the Low-Income Energy Efficiency program.; addresses the recommendations of the Low-Income Advisory Board (LIAB) regarding low-income assistance program planning for 2001, and clarifies our expectations concerning LIAB's role and assignments in the near**

future

- D00-09-037 R95-04-043 - Order Instituting Rulemaking on the Commission's own motion into competition for local exchange service. I95-04-044 – Related matter. **Adopts the Settlement Agreement set forth in Appendix B.**
- D00-09-038 **A99-05-002 - San Diego Gas & Electric Company (SDG&E).** For authority to increase its gas and electric revenue requirements to reflect its accomplishments for demand-side management program years (PY) 1994 and 1997, energy efficiency PY 1998, low income PY 1998, and to address policy and procedural issues for future PY 1999 through 2001 in the 1999 annual earning assessment proceeding. A99-05-005, A99-05-007, A99-05-008 - Related matters. **Adopts the Case Management statement of the Office of Ratepayer Advocates, Pacific Gas and Electric Company, SDG&E, Southern California Edison Company, Southern California Gas Company, Residential Energy Efficiency clearing House; approves the joint recommendation on the PY 2000 Low Income Efficiency Shareholder Incentive Mechanism attached as Attachment A and Attachment B. These proceedings are closed. (Pres. Lynch will file a concurrence)**
- D00-09-039 A00-02-039 - Metromedia Fiber Network Services, Inc. (MFNS). For modification of its certificate of public convenience and necessity to comply with the California Environmental Quality ACT (CEQA). **Approves a mitigated negative declaration prepared pursuant to the CEQA and authorizes MFNS to resume work on a fiber optic cable and conduit installation project in the San Francisco Bay Area and the Los Angeles Basin (Project); leaves open the question whether MFNS should be sanctioned for not complying with CEQA before commencing the Project.**
- D00-09-040 I00-08-002 - Order Instituting Investigation into the functioning of the wholesale electric market and associated impact on retail rates. **Provides an expanded rate stabilization plan for ratepayers of San Diego Gas & Electric Company, retroactive to June 1, 2000 that applies to residential, small commercial, and street lighting customers. (Comrs Duque & Bilas will file a concurrence.)**

- D00-09-041 R92-03-050 - Order Instituting Rulemaking on the Commission's own motion to consider the line extension rules of electric and gas utilities. **Denies the Application for Rehearing of D99-12-046 jointly filed by The Utility Reform Network and Utility Consumers Action Network.**
- D00-09-042 A99-02-004 - California Water Service Company, Dominguez Water Company, Kern River Valley Water Company, and Antelope Valley Water Company, for approval of a plan of merger. **Denies the Application for Rehearing of D00-05-047, filed by the Office of Ratepayer Advocates, the Fremont Valley Annexation Commission and the Leona Valley Water Rate Committee. This proceeding is closed.**
- D00-09-043 A99-08-013 - AT&T Corp., Meteor Acquisition Inc., and Media One Group, Inc. For approval of the change in control of MediaOne Telecommunications of California, Inc., that will occur indirectly as a result of the merger of AT&T Corp. and MediaOne Group, Inc. **Denies the joint Application for Rehearing filed by GTE Internetworking, Inc. and GTE Media Ventures, Inc. of D00-05-023 as modified. This proceeding is closed.**
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EXECUTIVE RESOLUTIONS SIGNED

- 8/21/2000 T-16448 Advice Letter 21284 of Pacific Bell. Requests authority to remove all references to automatic scheduled testing service from its tariff schedule sheets and to withdraw the automatic scheduled testing service for which there are no customers subscribed to the service. **Granted.**
- T-16453 Advice Letter 21296 of Pacific Bell. Requests authority to revise tariff schedule CAL. P.U.C. No. 175-T Access Service to withdraw High Toll Fraud Referral Service for which there have been no requests for the service. **Granted.**

RESOLUTIONS SIGNED ON

COMMISSION MEETING OF SEPTEMBER 7, 2000

Commissioners Present:

Loretta M. Lynch, President

Henry M. Duque

Josiah L. Neeper

Richard A. Bilas

Carl W. Wood

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| 9/7/2000 | ALJ-176-3046 | Ratification of preliminary determinations of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure. Adopted. |
| | E-3691 | Pacific Gas and Electric Company. Request for a deviation from Public Utilities Code Section 320 to relocate one guy pole and anchor above ground. Granted. |
| | E-3698 | Pacific Bell. Request for a deviation from California Public Utilities Code Section 320 along Highway 50 in El Dorado County. Granted. |
| | E-3703 | Advice Letter 1239-E/1207-G of Sempra Energy, on behalf of San Diego Gas & Electric Company. Requests authorization to reallocate a portion of its PY 2000 Low-Income Energy Efficiency funds in accordance with Commission directives and to utilize unspent 1998 and 1999 funds for increased program activities. Conditionally approved in part. Request to implement new Direct Assistance Program for PY 2000 and PY 2001 is denied. The Office of Ratepayer Advocates' (ORA) bill reduction proposal in its protest is denied and all other aspects of ORA's protests are resolved. |
| | G-3290 | Advice Letter 112-G of Southern California Edison Company. Requests authority to increase the Gas Cost Adjustment Billing Factors to compensate for an increase in cost of gas. Granted. |
| | SX-35 | Resolution amending General Order 88-A (Rules for altering public railroad-highway grade crossings.) Adopted. |
| | T-16431 | Telekey, L.L.C. Requests for voluntary revocation of certificate of public convenience and necessity. Granted. |

- T-16438 Kern County Cellular Telephone Company, Inc. Requests for voluntary revocation of certificate of public convenience and necessity. **Granted.**
- T-16443 Advice Letter (AL) 9430, Supplements AL 9430-A and 9430-B of Verizon California, Inc., formerly know as GTE California, Inc. Request for approval to rename its product from Telephone Directory Reproduction Rights to Subscriber Listing Information (SLI) in Tariff Schedule Cal P.U.C. No. D-4, and to include terms and conditions as well as adopt Federal Communications Commission ordered rates on SLI and updated SLI. **Granted.**
- T-16450 Advice Letter (AL) 21266 and AL 21273 of Pacific Bell (Pacific). Request for approval of two Resale Agreements between Pacific and North County Tel-Comm (Pending) and between Pacific and ServiSense.com, Inc. (Pending), submitted under provisions of Resolution ALJ-178, and General Order 96-A. **Granted as set forth.**
- T-16451 Advice Letter 665 of Citizens Telecommunications Company of California, Inc. (Citizens). Request for approval of one Resale Agreement between Citizens and Comm South Companies, Inc., submitted under provisions of Resolution ALJ-178, and General Order 96-A. **Granted as set forth.**
- T-16452 Advice Letter 9512 of GTE California Incorporated (GTE). Request for one Interconnection Agreement between GTE and Bell Atlantic Network Data, Inc., submitted under provisions of Resolution ALJ-178, and General Order 96-A. **Granted as set forth.**
- TL-18941 Resolution approving issuance of charter-party carrier certificates pursuant to Section 5374(b) of the Public Utilities. **Granted as set forth in the attachment.**
- W-4215 Advice Letter 544 of California-American Water Company, Monterey Division. Requests authority to transfer \$1,907,395 tracked in its State Water Resources Control Board Order 95-10 and Conservation Rule No. 14.1 memorandum accounts. \$1,712,395 of the memorandum account total will be transferred to the expense balancing account to be filed for recovery as appropriate. The remaining balance of

\$195,000 will be capitalized. **Granted.**

- W-4217 Advice Letter 18 of Earl B. Marr and Ethel B. Marr, dba Madden Creek Water Company (MCWC). Requests authority to sell and transfer, and Mid-Sierra Water Utility, Inc., a California corporation, to purchase and acquire the MCWC properties. **Granted and becomes effective when MCWC pays \$75.00 fee as required by Public Utilities Code Section 1904.1.**
- W-4218 Big Hill Water Company. Requests authority for a twelve-month rate surcharge for recovery of unanticipated water treatment expenses producing an annual increase of \$49,682 or 42.9% in 2000. **Granted as set forth in the appendix.**
- W-4219 Nacimiento Water Company. Requests approval for a general increase in rates producing \$58,128 or 32.79% additional annual revenue. **Granted as set forth in the appendices.**
- W-4220 Garrapata Water Company. Requests authority for a general increase in rates producing \$18,190 or 105.2% additional annual revenue and a monthly surcharge over twenty-four months for recovery of unanticipated legal expenses of \$20,000. **Granted as set forth in the appendices.**
- W-4221 Curtis Water Company. Requests authority to collect a monthly Plant Replacement Fee. **Granted as set forth in the appendix.**
- W-4222 Big Hill Water Company, Inc. Requests approval for an interim general rate increase producing additional annual revenue of \$23,138 or 20% in the year 2000. **Granted as set forth in the appendix.**
- W-4223 Advice Letter 58 of Donner Lake Water Company (Donner). Requests approval to borrow funds under the Safe Drinking Water State Revolving Fund, to add a surcharge to water rates to repay the principal and interest, and to provide a sinking fund reserve equal to one year's debt service. **Granted and becomes effective when Donner pays \$200 fee as required by Public Utilities Code Section 1904(b).**

NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.***

NONE FILED

NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

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| 9/11/00 | A99-08-036 | Application of PacifiCorp to sell electric distribution and related facilities and to transfer all authorizations and obligations to serve to purchase Nor-Cal Electric Authority. |
|---------|------------|--|

Summary: On September 6, 2000, Frank J. DeMarco, Counsel for the County of Siskiyou (County), participated in an all-party meeting with Cmmr. Wood in San Francisco. Also present were: ALJ Wright; Bill Julian, advisor to Cmmr. Wood; Mary Frances McHugh, Deputy County Counsel and William D. Taylor of Hanson Bridgett Marcus Vlahos Rudy, for the County; James Paine of Stoel Rives, D. J. Smith of Smith and Kempton, Alex Miller and Andrea Kelly, for PacifiCorp; Robert Black, Del Norte County (Del Norte) Counsel and General Counsel for Nor-Cal Electric Authority (NorCal), Clyde Eller, David Stephens of Stephens, McCarthy, Kuensel & Caldwell, Ltd., Garry Saliba of EES Consulting, Inc., Dean Criddle and Robert Gloistein of Orrick Herrington & Sutcliffe, James Burchill, and David J. Thomson, for Nor-Cal; Cindy Yun and Tom Thompson, for the Office of Ratepayer Advocates (ORA); William Stock, for Pacific Gas and Electric Company; Marc Joseph, appearing by telephone for Coalition of California Utility Employees; S. Bradley Van Cleve, for Roseburg Forest Products (Roseburg). PacifiCorp representatives sought direction from the Commission on

closing the transaction. Nor-Cal representatives expressed Nor-Cal's commitment to the transaction; however, Del Norte's representatives indicated it would withdraw from NorCal once a change in governance is in place. The County's representatives expressed support for the ALJ's decision. The County stated that, if the transaction was approved, it would put the ratepayers in the position of receiving service from an inexperienced, unregulated operator in a deregulated market without the benefit of the Commission oversight. The County expressed concern regarding the lack of democratic governance of the acquiring entity and the negative financial impact resulting from loss of revenues to local public entities. The County noted that the acquiring entity was put together without sufficient legal scrutiny. The County further expressed concern that the application was not fully supported by documentation. Finally, the County raised concern that the newly proposed change in governance did not necessarily provide for representation of all of the ratepayers in the area to be served. The ORA expressed the belief that all issues can be successfully dealt with by an amended application. Roseburg supported the comments of PacifiCorp and Nor-Cal.

Filer: Siskiyou

Contact: Frank J. De Marco

Phone: (530) 842-8100

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| 9/15/00 | A99-08-036 | Application of PacifiCorp to sell electric distribution and related facilities and to transfer all authorizations and obligations to serve to purchase Nor-Cal Electric Authority. |
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Summary: LATE FILED. On September 6, 2000, Bradley Van Cleve, on behalf of Roseburg Forest Products (Roseburg), participated by telephone in an all-party meeting with Cmmr. Wood held in San Francisco. Also present were: ALJ Wright; Bill Julian, advisor to Cmmr. Wood;

Alex Miller and Andrea Kelly, for PacifiCorp; James Paine of Stoel Rives and D. J. Smith of Smith and Kempton, for Nor-Cal Electric Authority (NorCal); Clyde Eller and David Stephens of Stephens, McCarthy, Kuensel & Caldwell, Ltd.; Garry Saliba of EES Consulting, Inc.; Dean Criddle and Robert Gloistein of Orrick Herrington & Sutcliffe; James Burchill, and David J. Thomson; Frank DeMarco, County Counsel, Mary Frances McHugh, Deputy County Counsel and William D. Taylor of Hanson Bridgett Marcus Vlahos Rudy, for the Siskiyou County; Sindy Yun and Tom Thompson, for the Office of Ratepayer Advocates (ORA); William Stock, for Pacific Gas and Electric Company; and Marc Joseph, for Coalition of California Utility Employees. Van Cleve stated that Roseburg supported the comments of PacifiCorp and Nor-Cal. Van Cleve suggested that the applicants should be permitted to address the concerns identified in the proposed order without the need to file a new application.

Filer: Roseburg

Contact: S. Bradley Van Cleve

Phone: (503) 241-7242

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| 9/15/00 | R93-04-003 | Rulemaking on the Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks. |
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I93-04-002
R95-04-043
I95-04-044 Related matters.

Summary: This is an Augmented Notice of an Ex Parte Communication that was filed on 9/11/00 and appeared in the Calendar of 9/18/00.

On September 6, 2000, Cynthia Marshall, Vice President Regulatory, Pacific Bell, met with Tim Sullivan, advisor to Cmmr. Duque, in San Francisco. Also present at the meeting were Fasil Fenikile, advisor to Cmmr. Nepper, Jonathan Lakritz, advisor to Cmmr. Wood, Lester Wong, advisor to Cmmr. Bilas, Trina Horner, advisor to Cmmr. Lynch, Eric Batongbacal, General Manager-Operations Support Systems Testing, Ivry Hayes-Blue, General Manager, Ed Kolto-Wininger, Senior Counsel, John Scarborough, General Manager-271 Application, Cindee Wales, General Manager, Gwen Johnson, General Manager, and Don Brown General Manager, of Pacific Bell. The representatives of Pacific Bell stated that the Operations Support Systems Performance Measures reporting system and processes are sound and reliable and provide data integrity. Pacific Bell also discussed the audit findings of the PricewaterhouseCoopers audit and described other initiatives designed for data validation and reconciliation.

Filer: Pacific Bell

Contact: Lila Tam

Phone: (415) 542 3350

Summary: LATE FILED: On August 15, 2000, Ben Tarver, Mayor of the City of Pleasanton, and Pleasanton City Council members, Kay Ayala and Becky Dennis, sent a written material (attached to the notice) to Cmmr. Bilas. A copy of the document was also sent to ALJ Cooke and Paul Clanon, Director of the Commission's Energy Division. The written material is a copy of a letter to Beth Shipley in response to a letter from Michael H. Zischke on behalf of Pacific Gas and Electric Company, dated August 15, 2000.

Filer: Pleasanton

Contact: Myrna Yee

Phone: (510) 874-4341
