

FEB 22 1991

Decision 91-02-036 February 21, 1991

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Pacific Bell, (U-1001-C), a corporation, for approval of changes to capital depreciation rates.

ORIGINAL

Application 90-06-061
(Filed June 29, 1990)

In the Matter of the Application of GTE California Inc., (U-1002-C), a corporation, for approval of 1991 depreciation rates.

Application 90-06-062
(Filed June 29, 1990)

OPINION ON ELIGIBILITY FOR COMPENSATION

On December 17, 1990 Toward Utility Rate Normalization (TURN) filed in this proceeding a timely Request for Finding of Eligibility for Compensation under Article 18.7 of the Commission's Rules of Practice and Procedure. No response to this request has been filed by any other party.

We find that TURN has met the requirements of Rule 76.54(a) by including in its request a citation to the Commission decision finding its significant financial hardship for the calendar year 1990, a statement of the issues to be raised in the proceeding, an estimate of \$11,500 in compensation to be sought and a budget for the customer's presentation.

Accordingly, we conclude that TURN has met the full requirements of our rules for eligibility for compensation in this proceeding should TURN request an award of such compensation in the future. This conclusion does not reach the issue of whether TURN should be awarded such compensation.

TURN is placed on notice that it may be subject to audit or review by the Commission Advisory and Compliance Division; and, therefore, adequate accounting records or other necessary documentation must be maintained in support of all claims for

intervenor compensation. Such record keeping systems should identify specific issues for which compensation is being requested, the actual time spent by each employee, the hourly rate paid, fees paid to consultants and any other costs incurred for which compensation may be claimed.

Findings of Fact

1. TURN's request for eligibility was timely filed and addresses the elements required by Rule 76.54(a) of the Commission's Rules of Practice and Procedure.

2. TURN has demonstrated that its participation in this proceeding would pose a significant financial hardship under Rules 76.52(f) and 76.54(a)(1).

Conclusion of Law

TURN should be found eligible under Article 18.7 of our rules to claim compensation for its participation in this proceeding. Such a finding does not reach the issue of whether such compensation should be awarded.

ORDER

IT IS ORDERED that Toward Utility Rate Normalization is eligible to claim compensation for its participation in this proceeding.

This order is effective today.

Dated February 21, 1991, at San Francisco, California.

PATRICIA M. ECKERT
President
G. MITCHELL WILK
JOHN B. OHANIAN
Commissioners

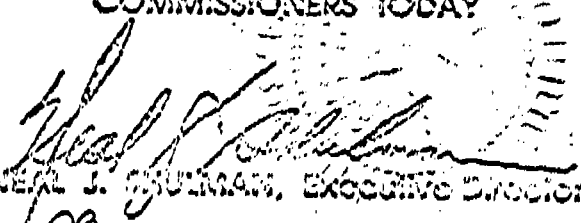
I abstain.

DANIEL WM. FESSLER
Commissioner

I abstain.

NORMAN D. SHUMWAY
Commissioner

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY


NEAL J. SHUMAN, Executive Director