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Decision 91-11-027 November 6, 1991

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of AT&T Communications)
of California Inc. (U 5002 C) for)
Authority to Increase the Rate for) Application 90-02-060
Intrastate InterLATA Directory) (Filed February 26, 1990)
Assistance Service.)
_____)

**ORDER GRANTING LIMITED REHEARING
OF DECISION 91-07-048**

Toward Utility Rate Normalization (TURN) has filed an application for rehearing of Decision (D.) 91-07-048. In D.91-07-048, we found that TURN had made a substantial contribution to D.91-03-016, which denied the application of AT&T Communications of California, Inc. to increase rates for directory assistance calls in California, and awarded TURN compensation in the amount of \$12,017.

TURN alleges that the Commission erred in denying compensation for 15.25 hours of attorney time and 2.5 hours of witness time spent on preparing its requests for eligibility and compensation pursuant to D.91-01-007. In D.91-01-007 we stated that, "in the future, we will not authorize compensation for the cost of calculating and submitting a fee request." (D.91-01-007 at p. 12.) Upon reconsideration, we have decided to continue our policy of authorizing reasonable fees for services relating to the preparation of requests for eligibility and requests for compensation. Although we still have concerns regarding the "fees on fees" policy, we believe that it is more appropriate to review this issue in the context of a rulemaking proceeding which will provide affected parties prior notice and an opportunity to be heard. We will grant a limited rehearing of D.91-07-048 for the purpose of determining whether the time claimed by TURN for preparation of its requests for eligibility and compensation is reasonable.

THEREFORE, IT IS ORDERED that limited rehearing of D.91-07-048 is granted in order to determine the reasonableness of TURN's request for 15.25 hours of attorney time and 2.5 hours of witness time for preparation of its requests for eligibility and compensation.

The assigned Administrative Law Judge shall review the record and prepare a decision in accordance with this order.

This order is effective today.

Dated November 6, 1991, at San Francisco, California.

PATRICIA M. ECKERT
President
JOHN B. OHANIAN
DANIEL Wm. FESSLER
NORMAN D. SHUMWAY
Commissioners

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


NEAL J. SHULMAN, Executive Director

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