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Decision 92-03-026 March 11, 1992

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
PACIFIC GAS AND ELECTRIC COMPANY for)
authority to revise its gas rates)
and tariffs effective April 1, 1990,)
in its Annual Cost Allocation)
Proceeding.)

(U 39 G)

ORIGINAL
Application 89-08-024
(Filed August 15, 1989)

OPINION ON REHEARING

Toward Utility Rate Normalization (TURN) has filed an application for rehearing of Decision (D.) 91-09-023. In D.91-09-023, we found that TURN had made a substantial contribution to D.90-04-021 in Pacific Gas and Electric Company's second Annual Cost Allocation Proceeding and awarded TURN compensation in the amount of \$67,865. However, we reduced TURN's request for compensation by \$3,150 for 18 hours of attorney time spent on preparing its request for compensation pursuant to D.91-01-007.

Subsequent to the issuance of D.91-09-023, we modified D.91-07-001 in order to continue considering reasonable fee requests for services relating to the preparation of eligibility and compensation filings. Although we still have concerns regarding "fees on fees," we recognized that it would be more appropriate to review this issue in a Rulemaking. (See D.91-11-030.) Therefore in D.91-11-072 we granted a limited rehearing of D.91-09-023 for the purpose of determining whether TURN's claim for 18 hours of attorney time for preparation of its request for compensation is reasonable.

The assigned administrative law judge has reviewed the record and recommends that TURN be compensated for 18 hours of attorney time at a rate of \$175 per hour for a total of \$3,150. We

agree. We shall close this proceeding because no further issues are pending.

Findings of Fact

1. Timesheets submitted by TURN show a total of 18 hours spent in preparing TURN's request for compensation.
2. No party has challenged the reasonableness of the time spent by TURN in preparing its request for compensation, and no opposition to TURN's fee request has been filed.

Conclusion of Law

Pursuant to Rule 76.56 of the Rules of Practice and Procedure, it is reasonable to award TURN compensation for 18 hours of attorney time at \$175 per hour for preparing its request for compensation.

ORDER

IT IS ORDERED that Pacific Gas and Electric Company shall, within 30 days of the effective date of this order, remit to Toward Utility Rate Normalization \$3,150, plus interest calculated at the three-month commercial paper rate, from December 25, 1990 until full payment is made.

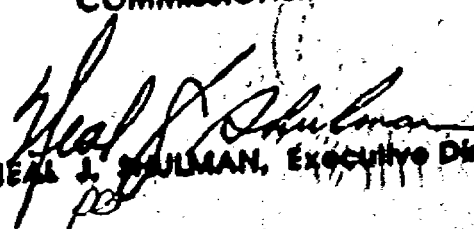
This proceeding is closed.

This order is effective today.

Dated March 11, 1992, at San Francisco, California.

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

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


NEAL J. SULLIVAN, Executive Director