

ORIGINAL

Decision No. 90878 OCT 10 1979

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's )  
own motion into the electric )  
resource plan and alternatives )  
of Pacific Gas and Electric )  
Company and the ratemaking )  
implications and options )  
relating to the various plans. )

OII No. 26  
(Filed September 6, 1978)

(See Appendix A for appearances.)

ORDER DENYING THE MOTION OF SOUTHERN CALIFORNIA  
EDISON COMPANY FOR AN ORDER CONFIRMING THAT EDISON WILL NOT BE  
BOUND BY ANY ORDER ISSUED BY THE COMMISSION IN OII NO. 26

Southern California Edison Company (Edison) has filed a motion for an order striking the "Willey Testimony" and related cross-examination or, in the alternative, an order permitting cross-examination of the "Willey Testimony" and an order confirming that Edison will not be bound by any order issued by the Commission in OII No. 26, together with a declaration and memorandum of points and authorities in support thereof.

Edison has agreed that since no portion of the Willey Testimony or related cross-examination will be incorporated in the record in OII No. 42, the first portion of its motion is moot. The Commission has considered the second portion of Edison's motion and the points and authorities in support thereof and is of the opinion that the motion should be denied.

IT IS ORDERED that the motion for an order confirming that Southern California Edison Company will not be bound by any order issued by the Commission in OII No. 26 is denied.

The effective date of this order is the date hereof.

Dated OCT 10 1979, at San Francisco, California.

Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.

*John E. Byrne*  
\_\_\_\_\_  
President  
*George S. Stinson*  
\_\_\_\_\_  
*Charles D. Howell*  
\_\_\_\_\_  
*Lawrence W. ...*  
\_\_\_\_\_  
Commissioners

APPENDIX A

LIST OF APPEARANCES

Respondent: Malcolm H. Furbush, Robert Ohlbach, and Kermit R. Kubitz, Attorneys at Law, by Kermit R. Kubitz, for Pacific Gas and Electric Company.

Interested Parties: Brobeck, Phleger & Harrison, by William H. Booth, James M. Addams, and Gordon E. Davis, Attorneys at Law, and Robert E. Burt, for California Manufacturers Association; Downey, Brand, Seymour & Rohwer, by Richard R. Gray and Philip A. Stohr, Attorneys at Law, for General Motors Corporation; Thomas S. Knox, Attorney at Law, for California Retailers Association; Graham & James, by Boris H. Lakusta, David J. Marchant, and Thomas J. MacBride, Jr., Attorneys at Law, for Western Mobilehome Association and California Hotel and Motel Association; Vincent Master, Attorney at Law, for San Diego Gas & Electric Company; Dennis G. Monge and Richard K. Durant, Attorneys at Law, and Earl R. Sample, for Southern California Edison Company; Allen B. Wagner, Attorney at Law, for The Regents of the University of California; David Roe, Attorney at Law, for Environmental Defense Fund; Thomas D. Clarke and David B. Follett, Attorneys at Law, by David B. Follett, for Southern California Gas Company; Jonathan Brees, Attorney at Law, for California Energy Commission; John C. Lakeland, for Mass-Production Systems; and Robyn D. Boyer, for Assembly Subcommittee on Energy and Assemblyman Mel Levine, Chairman.

Commission Staff: Patrick J. Power and Steven Weissman, Attorneys at Law.