

Decision 98-06-062 June 18, 1998

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Petition of Pacific Gas and Electric Company
(U 39 M) for Modification of Resolution E-3515.

Application 98-03-003
(Filed March 3, 1998)

INTERIM OPINION

Rule 6.5 of the Rules of Practice and Procedure concerning changes in the need for hearing or preliminary categorization of a proceeding provides that:

- (b) If the assigned Commissioner, pursuant to Rules 6(a)(3), 6(c)(2), or 6(d), changes the preliminary determination on need for hearing, the assigned Commissioner's ruling shall be placed on the Commission's Consent Agenda for approval of that change.

Pursuant to Rule 6.1 the Commission preliminarily determined in Resolution ALJ-176-2988 dated March 12, 1998, that the above-entitled matter is a ratesetting proceeding that was expected to go to hearing.

By an assigned Commissioner ruling dated June 2, 1998, assigned Commissioner Josiah Neeper found that the need for hearing determination should be changed.

We have considered our preliminary determinations in this matter and the assigned Commissioner's ruling.

INTERIM ORDER

IT IS ORDERED that:

- 1. This proceeding does not require hearings be held.**
- 2. Under Rule 6.6, this order is a final determination that a hearing is not needed in this proceeding. Ex parte communications shall be permitted, as provided in Rule 7(e). In all other respects, the rules and procedures in Article 2.5 of the Commission's Rules shall cease to apply to this proceeding.**

This order is effective today.

Dated June 18, 1998, at San Francisco, California.

RICHARD A. BILAS
President
P. GREGORY CONLON
JESSIE J. KNIGHT, JR.
HENRY M. DUQUE
JOSIAH L. NEEPER
Commissioners