

Decision 98-09-062 September 17, 1998

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of SOUTHERN CALIFORNIA GAS COMPANY for a Limited Exemption to the Commission's Affiliate Transaction Rules. (U 904 G)

ORIGINAL  
Application 98-01-012  
(Filed January 15, 1998)

### OPINION

On August 6, 1998, the Commission issued Decision (D.) 98-08-035, which addressed, inter alia, Southern California Gas Company's (SoCalGas) January 15, 1998 Petition for Modification. This Petition for Modification raised the issue of whether the Commission should modify the Affiliate Transaction Rules adopted in D.97-12-088 to explicitly permit utility affiliates to use utility employees for certain out-of-state projects on a temporary basis. SoCalGas raises the same issue in this application.

Since the Commission, in D.98-08-035, has addressed the same issue SoCalGas raises in this application, this application should be dismissed with prejudice. This proceeding is closed.

#### Findings of Fact

1. D.98-08-035 addressed, inter alia, SoCalGas' January 15, 1998 Petition for Modification. This Petition for Modification raised the issue of whether the Commission should modify the Affiliate Transaction Rules adopted in D.97-12-088 to explicitly permit utility affiliates to use utility employees for certain out-of-state projects on a temporary basis.

2. The issue regarding the utility affiliates' use of utility employees raised by SoCalGas in its January 15 Petition for Modification is the same issue raised by SoCalGas in this application.

**Conclusion of Law**

Since the Commission, in D.98-08-035, has addressed the same issue SoCalGas raises in this application, this application should be dismissed with prejudice.

**O R D E R**

**IT IS ORDERED that:**

1. Southern California Gas Company's (SoCalGas) application in this proceeding is dismissed with prejudice since the Commission addressed the same issue in Decision 98-08-035.
2. A copy of this decision shall also be served on the service list of Rulemaking (R.) 97-04-011/Investigation 97-04-012 because of the overlapping issues in both proceedings.
3. This proceeding is closed.

This order is effective today.

Dated September 17, 1998, at San Francisco, California.

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