

Decision 98-11-052 November 19, 1998

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Order Instituting Investigation on the Commission's own motion to develop a policy of nondiscriminatory access to electricity transmission services for nonutility power producers.

Investigation 90-09-050  
(Filed September 25, 1990)

**ORIGINAL**

**OPINION**

On September 25, 1990, the Commission instituted this investigation to begin "an investigation to review existing rules, regulations, and policies on electric utility transmission services provided to nonutility producers of electricity." (Order Instituting Investigation at p. 1.)

The goals of this investigation have been met or superceded by other proceedings and events. The only outstanding issues in this case are related to the Biennial Resource Plan Update auction, and these issues are being addressed simultaneously in Investigation (I.) 89-07-004, since these two proceedings have been consolidated for several years. For these reasons, all outstanding issues in this proceeding are transferred to I.89-07-004, where the Commission is simultaneously considering them. There being no further outstanding issues in this proceeding, this proceeding is closed.

**Findings of Fact**

1. The goals of this investigation have been met, or superceded by other proceedings and events.
2. The only outstanding issues in this case are related to the Biennial Resource Plan Update auction, and these issues are being addressed simultaneously in I.89-07-004, since these two proceedings have been consolidated for several years.

**Conclusions of Law**

1. All outstanding issues in this proceeding are transferred to I.89-07-004, where the Commission is simultaneously considering them.
2. This proceeding should be closed.

**O R D E R**

**IT IS ORDERED that:**

1. All outstanding issues in this proceeding (Investigation (I.) 90-09-050) are transferred to I.89-07-004, where the Commission is simultaneously considering them.
2. This proceeding is closed.

This order is effective today.

Dated November 19, 1998, at San Francisco, California.

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