

Decision 99-04-065 April 22, 1999

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

Order Instituting Rulemaking to revise the time schedules for the Rate Case Plan and fuel offset proceedings.

Rulemaking 87-11-012  
(Filed November 13, 1987)

**ORDER OF DISMISSAL**

**ORIGINAL**

Pacific Gas and Electric Company (PG&E) filed a Petition to Modify (Petition) the Rate Case Plan Decision 89-01-040 on December 14, 1998. The Petition requested authority to not file its next marginal cost, revenue allocation, and rate design application as Phase 2 of its 1999 General Rate Case, as required, and to not require it to be filed in early 1999. Instead, it requested approval for a broader filing to be made on July 25, 1999 to be consolidated with filings by San Diego Gas & Electric Company and Southern California Edison Company.

Subsequently, PG&E made its Phase 2 filing on the due date of March 5, 1999. Therefore, the Petition is now moot, and PG&E filed a Notice of Withdrawal dated March 19, 1999.

We will dismiss the Petition in the order that follows.

**Comments on Draft Decision**

This is an uncontested matter in which the decision grants the relief requested. Accordingly, pursuant to Pub. Util. Code § 311(g)(2), the otherwise applicable 30-day period for public review and comment is being waived.

IT IS ORDERED that the Petition to Modify Decision 89-01-040 filed by Pacific Gas and Electric Company on December 14, 1998 is dismissed.

This order is effective today.

Dated April 22, 1999, at San Francisco, California.

RICHARD A. BILAS

President

JOSIAH L. NEEPER

HENRY M. DUQUE

Commissioners