

Decision 00-03-048 March 16, 2000

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Southern California Edison Company (U 388-E) For Order Approving Contract Termination Agreement Between Southern California Edison Company and Gas Recovery Systems, Inc.

Application 99-11-030
(Filed November 24, 1999)

**ORDER PURSUANT TO RULE 6.5 OF
THE RULES OF PRACTICE AND PROCEDURE**

Pursuant to Rule 6.1 of the Rules of Practice and Procedure, the Commission preliminarily determined in Resolution ALJ 176-3028 that the above-entitled matter is a ratesetting proceeding expected to go to hearing. By Assigned Commissioner's Ruling dated February 24, 2000, Assigned Commissioner Wood found the need for hearing determination should be changed.

Rule 6.5 concerns changes in the need for hearing or preliminary categorization of a proceeding. Rule 6.5 provides that a change in the preliminary determination on the need for hearing shall be placed on the Commission's consent agenda for approval.

We have considered our preliminary determination on this matter and the assigned Commissioner's ruling. We affirm the Assigned Commissioner's ruling.

Section 311(g)(1) of the Public Utilities Code provides that this decision must be served on all parties and subject to at least 30 days public review and comment prior to a vote of the Commission. Section 311(g)(2) provides that this

30-day period may be reduced or waived upon the stipulation of all parties in the proceeding.

All parties in the proceeding have stipulated to waive the 30-day waiting period required by Section 311(g)(1) of the Public Utilities Code and the opportunity to file comments on the draft decision. Accordingly, this matter will be placed on the Commission's agenda directly for prompt action.

O R D E R

IT IS ORDERED that:

1. This proceeding does not require that hearing be held.
2. Under Rule 6.6, this order is a final determination that a hearing is not needed in this proceeding.
3. 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. However, the proposed schedule and scope of issues contained in the scoping memo shall continue to apply.

This order is effective today.

Dated March 16, 2000, at San Francisco, California.

RICHARD A. BILAS
President
HENRY M. DUQUE
JOSIAH L. NEEPER
CARL W. WOOD
LORETTA M. LYNCH
Commissioners