

Decision 99-02-067 February 18, 1999

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

Application of San Diego Gas & Electric  
Company to Establish an Experimental  
Performance-Based Ratemaking Mechanism.  
(U 902-M)

Application 92-10-017  
(Filed October 16, 1992)

**ORDER GRANTING MOTION TO WITHDRAW PETITION  
FOR MODIFICATION AND CLOSING PROCEEDING**

On December 1, 1998, San Diego Gas & Electric Company (SDG&E) filed a petition for modification of Decision (D.) 94-08-023. In it, SDG&E requested a revision to the Employee Safety Performance Indicator included as part of the performance-based ratemaking (PBR) mechanism adopted by D.94-08-023. The Office of Ratepayer Advocates (ORA) filed a response in opposition to the petition. Utility Consumers' Action Network filed a reply to ORA's response, agreeing with the positions taken by ORA.

On January 20, 1999, SDG&E filed a motion to withdraw its petition. SDG&E states that while it "believes that its request was indeed fully justified, the passage of time has rendered the relief sought in the Petition unnecessary..." For good cause shown, the motion will be granted.

Although SDG&E's petition for modification was contested, its motion to withdraw the petition is not. This is an uncontested matter in which the decision grants the relief requested. Accordingly, pursuant to Public Utilities Code Section 311(g)(2), the otherwise applicable 30-day period for public review and comment is being waived.

A.92-10-017 ALJ/MSW/sid

**IT IS ORDERED** that the motion of San Diego Gas & Electric Company to withdraw its petition for modification of Decision 94-08-023 is granted, and the proceeding is closed.

This order is effective today.

Dated February 18, 1999, at San Francisco, California.

RICHARD A. BILAS  
President  
HENRY M. DUQUE  
JOSIAH L. NEEPER  
Commissioners