

PUBLIC UTILITIES COMMISSION

320 West 4th St, Suite 500
LOS ANGELES, CA 90013



Sent via email

August 17, 2010

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Legal

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From:

Christopher W. Poschl

Senior Enforcement Analyst

California Public Utilities Commission

Consumer Protection and Safety Division, Utility Enforcement Branch

320 West 4th St., Suite 500

Los Angeles, CA 90013

cwp@cpuc.ca.gov

(213) 576-7090

Data Request No: 01

Due Date: August 29, 2010

Subject: Pacific Gas & Electric 7th Standard Substation Project

The California Public Utilities Commission's (CPUC) Consumer Protection and Safety Division (CPSD) requests information related to the 7th Standard Substation Project as described below. Please provide all the information as it becomes available but no later than the close of business day on August 29, 2010. If you are unable to provide the information by this date, please provide a written explanation by August 19, 2010 as to why the response date cannot be met and your best estimate of when the information can be provided. If you have any questions regarding this data request, please contact me as soon as possible at either cwp@cpuc.ca.gov or 213-576-7090.

Data Request:

1. On what date did PG&E first begin any construction-related work at the 7th Standard Substation Site?

2. On what date did PG&E notify CPUC Energy Division that it was starting construction activities in connection with the project?
3. On what date did PG&E receive its first Notice to Proceed (NTP) from CPUC in connection with the 7th Standard Substation project?
4. Why did PG&E begin construction activities in connection with the 7th Standard Substation project without first receiving an NTP from CPUC?
5. Provide specific examples of projects, if any, which were similar to the 7th Standard Substation project, which did not require a NTP before PG&E was able to commence construction.
6. Provide specific examples of projects, if any, which were similar to the 7th Standard Substation project, which DID require a NTP before PG&E was able to commence construction.
7. Provide a definition of "Construction" based on the PG&E's application for the Permit to Construct for the 7th Standard Substation project.
8. Does PG&E consider the tree removal phase of the project as part of the project's construction phase?
9. If the answer to question 8 is no, what phase of the project did PG&E consider almond tree removal to belong to? Please provide a detailed explanation of your reasons for this answer.
10. Does the term, "land clearing," as listed in PG&E's Proponent Environmental Assessment (PEA) Chapter 1, pg. 8, include almond tree removal?
11. Provide documentation of the environmental awareness training that PG&E conducted pursuant to APM Bio-10 on page 6 of the Mitigation Monitoring Plan.
12. Provide documentation of the preconstruction /preactivity survey that was conducted in connection with the 7th Standard Substation project, as required by California Department of Fish and Game's (CDFG) 1995 Staff Report on Burrowing Owl Mitigation, as well as detailed evidence to support when PG&E provided the results of the survey to the CPUC, the US Fish & Wildlife Service and the CDFG.
13. Provide documentation of the Storm Water Pollution Plan (SWPP) plan that was prepared in connection with the 7th Standard Substation project pursuant to "The Construction Site Best Management Practices (BMPs) Manual" and the "Storm Water Pollution Prevention Plan (SWPPP) and Water Pollution Control Program (WPCP) Preparation Manual." Please also provide the permit number, and the date when PG&E received this permit from the Regional Water Resources Control Board.
14. Did PG&E utilize any project tracking methodology to manage the project from inception to completion? If so, please provide all project tracking documentation, including but not limited to project plans and/or any document used by PG&E that includes project progress and timelines, milestones, issues, costs, resources, or metrics.
15. Provide a copy of PG&E's organizational structure, along with a detailed explanation of how the Bakersfield office reports to PG&E's upper management.
16. Please identify the PG&E employees responsible for managing the 7th Standard Substation project from October 29 to December 4th, 2009 and describe the management structure for the Bakersfield local area responsible for overseeing the project. For all individuals listed, please provide their job descriptions, a *curriculum vitae* and provide the number of years of experience that each such individual has in working for PG&E on construction projects that are subject to CEQA.
17. Provide a timeline of events, including a chronological listing of communications with the CPUC Energy Division from October 29, 2009 to December 4th, 2009 regarding the 7th Standard Substation project. Please provide copies of all email or phone correspondence, meeting notes, and

internal communications related to the planning for and construction of the 7th Standard Substation project.

18. Did PG&E utilize its own CEQA consultants prior to and/or during tree removal?
19. If the answer to question 18 is no, at what times did PG&E utilize CEQA consultants to assist in managing the 7th Standard Substation project?
20. Did PG&E at any time consult with anyone within the PG&E organization outside of the Bakersfield office regarding the requirements of CEQA?
21. If the answer to question 20 is yes, please provide a detailed description of the nature of such consultation, the time(s) when this consultation took place and the names of all individuals who participated in or were present at such consultations.
22. Provide a list of all employees, including their contact information (telephone numbers and e-mail addresses), who planned, developed, oversaw, and/or have responsibilities in connection with the implementation of the PEA for the 7th Standard Substation project.
23. Please carefully review the specifics of the above data request, and if you have any questions, do not hesitate to contact me via email (cwp@cpuc.ca.gov) or telephone (213-576-7090).

Submit the information **on or before August 29, 2010** either via e-mail, cwp@cpuc.ca.gov, or to:

California Public Utilities Commission
Consumer Protection and Safety Division
Attn: Chris Poschl, Utility Enforcement Branch
320 West 4th St., Suite 500
Los Angeles, CA 90013

If for any reason, you are unable to complete the data request by this date, please provide a written explanation —by 3:00 p.m. on August 19, 2010—why you cannot meet the response date and when you can provide the information.

Sincerely,



Christopher W. Poschl
Senior Enforcement Analyst
California Public Utilities Commission
CPSD Utility Enforcement Branch
cwp@cpuc.ca.gov
(213) 576-7090

Cc: Linda Woods, Supervisor
Larry Chaset, Legal