

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

Order Instituting Rulemaking on the
Commission's Own Motion to Address the Issue
of Customers' Electric and Natural Gas Service
Disconnection.

RULEMAKING 10-02-005
(Filed February 4, 2010)

**COMMENTS OF THE CITY AND COUNTY OF SAN FRANCISCO SUPPORTING
THE JOINT MOTION FOR ADOPTION OF SETTLEMENT AGREEMENT AND THE
JOINT PETITION TO MODIFY DECISION 10-07-048**

I. INTRODUCTION

On September 9, 2010, the San Diego Gas & Electric Company, Southern California Gas Company, Disability Rights Advocates, the Division of Ratepayer Advocates, the Greenlining Institute, the National Consumer Law Center, and the Utility Reform Network (“the Settling Parties”) filed a Joint Motion for Adoption of a Settlement Agreement, and a concurrent Petition to Modify Decision 10-07-048. On September 21, 2010, the Assigned Administrative Law Judge issued a ruling advancing the date by which to file comments responding to the settlement and petition to September 29, 2010. Pursuant to that order, the City and County of San Francisco (“the City”) respectfully submits these comments in support of the Settling Parties’ motion and petition.

II. DISCUSSION

The Commission should approve the settlement and grant the petition to modify because the settlement reflects sound public policy. Having participated in the settlement discussions and the settlement conference, the City believes that the settlement terms advance the Commission’s goal of reducing the number of unnecessary disconnections and provide additional customer

protections during these times of economic duress. The settlement provides an incentive-based approach for the Sempra Utilities to manage their disconnection practices. It also provides additional consumer protections through enhanced education and outreach.

Additionally, the City supports the adoption of the settlement agreement because of the future benefits this decision could have for PG&E customers in San Francisco. As the Commission resolves the remaining issues presented in Phase II, the Commission should look to the terms of the settlement for the minimum consumer protections that should be adopted to protect customers of the other investor-owned utilities in California.

III. CONCLUSION

For the reasons stated, the City urges the Commission to adopt the settlement and grant the petition for modification.

Dated: September 29, 2010

Respectfully submitted,

DENNIS J. HERRERA
City Attorney
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By: _____ /S/
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CERTIFICATE OF SERVICE

I, KIANA V. DAVIS, declare that:

I am employed in the City and County of San Francisco, State of California. I am over the age of eighteen years and not a party to the within action. My business address is City Attorney's Office, City Hall, Room 234, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102; telephone (415) 554-4698.

On September 29, 2010, I served:

**COMMENTS OF THE CITY AND COUNTY OF SAN FRANCISCO SUPPORTING
THE JOINT MOTION FOR ADOPTION OF SETTLEMENT AGREEMENT AND THE
JOINT PETITION TO MODIFY DECISION 10-07-048**

by electronic mail on all parties in CPUC Proceeding No. R.10-02-005

The following addresses without an email address were served:

- BY UNITED STATES MAIL: Following ordinary business practices, I sealed true and correct copies of the above documents in addressed envelope(s) and placed them at my workplace for collection and mailing with the United States Postal Service. I am readily familiar with the practices of the San Francisco City Attorney's Office for collecting and processing mail. In the ordinary course of business, the sealed envelope(s) that I placed for collection would be deposited, postage prepaid, with the United States Postal Service that same day.

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BRIAN CHERRY
PACIFIC GAS AND ELECTRIC COMPANY (39)
77 BEALE STREET ROOM 1087
SAN FRANCISCO, CA 94105

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on September 29, 2010, at San Francisco, California.

/S/

KIANA V. DAVIS