

From: Cherry, Brian K
Sent: 9/13/2010 7:39:37 PM
To: 'pac@cpuc.ca.gov' (pac@cpuc.ca.gov)
Cc:
Bcc:
Subject:

Can you call me on my cell or at home. Redacted

Here is the problem. We are going out in the market to sell some debt. This has been planned for some time. However, we need to disclose what we know about litigation or potential litigation. I passed on information that the Commission would be initiating an OII. They want to tell the lenders that but they don't have anything official, other than my chat with you. When we review the agenda for the next meeting, it shows Item 42. Pg 39 as a resolution, not an order. I assume the OII will come out of Executive Session, but there is no place holder for it. You could issue the OII at the meeting under your emergency powers, but we don't have public record of it. We could solve the problem by having the PUC send a letter stating it will open an OII from you or we could just tell lenders that we expect one. Can you help me here ?