

From: Peleo, Marion
Sent: 10/5/2010 2:10:27 PM
To: TerKeurst, Charlotte (charlotte.terkeurst@cpuc.ca.gov); ALJ Process (ALJProcess@cpuc.ca.gov)
Morris, Harvey Y. (harvey.morris@cpuc.ca.gov); Econome, Janet A. (janet.econome@cpuc.ca.gov); DeBerry, Bruce (bruce.deberry@cpuc.ca.gov); Hymes, Kelly (kelly.hymes@cpuc.ca.gov); emello@sppc.com (emello@sppc.com); tdillard@sppc.com (tdillard@sppc.com); StephanieC@greenlining.org (StephanieC@greenlining.org); valerie.ontiveroz@swgas.com (valerie.ontiveroz@swgas.com); debra.gallo@swgas.com (debra.gallo@swgas.com);
Cc: (debra.gallo@swgas.com); jhowat@nclc.org (jhowat@nclc.org); DarleneWong@nclc.org (DarleneWong@nclc.org); Don.soderberg@swgas.com (Don.soderberg@swgas.com); hayley@turn.org (hayley@turn.org); monica.ghattas@sce.com (monica.ghattas@sce.com); austin.yang@sfgov.org (austin.yang@sfgov.org); rkmoore@gswater.com (rkmoore@gswater.com); hym@cpuc.ca.gov (hym@cpuc.ca.gov); map@cpuc.ca.gov (map@cpuc.ca.gov); akbar.jazayeri@sce.com (akbar.jazayeri@sce.com); rhd@cpuc.ca.gov (rhd@cpuc.ca.gov); Jeanne.Smith@sce.com (Jeanne.Smith@sce.com); chris.dominski@sce.com (chris.dominski@sce.com); KHassan@SempraUtilities.com (KHassan@SempraUtilities.com); KWickware@SempraUtilities.com (KWickware@SempraUtilities.com); John.Montanye@sce.com (John.Montanye@sce.com); tcahill@SEMPRAUTILITIES.COM (tcahill@SEMPRAUTILITIES.COM); Marybeth.quinlan@sce.com (Marybeth.quinlan@sce.com); james.yee@sce.com (james.yee@sce.com); Ramaiya, Shilpa R (/o=PG&E/ou=Corporate/cn=Recipients/cn=SRRd); Jennifer.Shigekawa@sce.com (Jennifer.Shigekawa@sce.com); jeanne.sole@sfgov.org (jeanne.sole@sfgov.org); cassandra.sweet@dowjones.com (cassandra.sweet@dowjones.com); CentralFiles@SempraUtilities.com (CentralFiles@SempraUtilities.com); cem@newsdata.com (cem@newsdata.com); cem@newsdata.com (cem@newsdata.com); case.admin@sce.com (case.admin@sce.com); Tam, Bonnie W. (/O=PG&E/OU=Corporate/cn=Recipients/cn=BWT4); Forsgard, Karen (/O=PG&E/OU=Corporate/cn=Recipients/cn=KAF4); Poster, David (/O=PG&E/OU=Corporate/cn=Recipients/cn=DxPU); californiadockets@pacificorp.com (californiadockets@pacificorp.com); tburke@sfgwater.org (tburke@sfgwater.org); mday@goodinmacbride.com (mday@goodinmacbride.com); GHealy@semprautilities.com (GHealy@semprautilities.com); jason.dubchak@niskags.com (jason.dubchak@niskags.com); westgas@aol.com (westgas@aol.com); Mike@alpinenaturalgas.com (Mike@alpinenaturalgas.com); pucservice@dralegal.org (pucservice@dralegal.org); dadelloso@sgvwater.com (dadelloso@sgvwater.com); Catherine.Mazzeo@swgas.com (Catherine.Mazzeo@swgas.com); wamer@kirkwood.com (wamer@kirkwood.com); ralf1241a@cs.com (ralf1241a@cs.com); holly.lloyd@swgas.com (holly.lloyd@swgas.com); hodgesjl@surewest.net (hodgesjl@surewest.net);

Kristien.Tary@swgas.com (Kristien.Tary@swgas.com); michaelebailey@cox.net (michaelebailey@cox.net); tjryan@sgvwater.com (tjryan@sgvwater.com); Ariel.Son@PacifiCorp.com (Ariel.Son@PacifiCorp.com); Cooley, Daniel (Law) (/O=PG&E/OU=CORPORATE/CN=RECIPIENTS/CN=DFC2); trdill@westernhubs.com (trdill@westernhubs.com); Lam, Bernard (/O=PG&E/OU=CORPORATE/CN=RECIPIENTS/CN=BXLC); Chan, Daren (/o=PG&E/ou=Corporate/cn=Recipients/cn=D1Ct); Wilson, Michelle (Law) (/O=PG&E/OU=Corporate/cn=Recipients/cn=MLW3); RegRelCPUCCases (/O=PG&E/OU=Corporate/cn=Recipients/cn=RegRelCPUCCases); joyw@mid.org (joyw@mid.org); Lucha, Ed (/O=PG&E/OU=Corporate/cn=Recipients/cn=ELL5); lindaf@mid.org (lindaf@mid.org); dlf@cpuc.ca.gov (dlf@cpuc.ca.gov); lwt@cpuc.ca.gov (lwt@cpuc.ca.gov); michelle.mishoe@pacificorp.com (michelle.mishoe@pacificorp.com); mjd@cpuc.ca.gov (mjd@cpuc.ca.gov); Marisa.Decristoforo@PacifiCorp.com (Marisa.Decristoforo@PacifiCorp.com); samuelk@greenlining.org (samuelk@greenlining.org); zca@cpuc.ca.gov (zca@cpuc.ca.gov); louh@mid.org (louh@mid.org); Aker, Ron (/O=PG&E/OU=Corporate/cn=Recipients/cn=RLA4); kwz@cpuc.ca.gov (kwz@cpuc.ca.gov); Barb.Coughlin@PacifiCorp.com (Barb.Coughlin@PacifiCorp.com); atr@cpuc.ca.gov (atr@cpuc.ca.gov); Tran-Hagos, Lorenzo (/O=PG&E/OU=CORPORATE/CN=RECIPIENTS/CN=LLSM); bmd@cpuc.ca.gov (bmd@cpuc.ca.gov); aliciam@greenlining.org (aliciam@greenlining.org); TNF@cpuc.ca.gov (TNF@cpuc.ca.gov); jackk@mid.org (jackk@mid.org)

Bcc:

Subject: RE: R.10-02-005: Request for Leave to Reply to Responses to Petition for Modification of D.10-07-048

Dear Assistant Chief ALJ
TerKeurst:

This email confirms our telephone conversation of today, October 5, 2010, in which Your Honor granted the request, below, for leave to file replies to the responses to the petition to modify D.10-07-048. Replies will be filed by October 6, 2010.

Thank you.

Marion Peleo

Attorney for
DRA

From: Peleo, Marion

Sent: Friday,
October 01, 2010 5:30 PM

To: TerKeurst, Charlotte

Cc:

DeBerry, Bruce; Econome, Janet A.; Hymes, Kelly; Morris, Harvey Y.;
stephaniec@greenlining.org; jhowat@nclc.org; darlenewong@nclc.org;
valerie.ontiveroz@swgas.com; Don.soderberg@swgas.com; debra.gallo@swgas.com;
emello@sppc.com; tdillard@sppc.com; akbar.jazayeri@sce.com;
chris.dominski@sce.com; james.yee@sce.com; John.Montanye@sce.com;
Marybeth.quinlan@sce.com; monica.ghattas@sce.com; rkmoore@gswater.com;
KHassan@SempraUtilities.com; TCahill@SempraUtilities.com;
Kwickware@SempraUtilities.com; austin.yang@sfgov.org; jeanne.smith@sce.com;
hym@cpuc.ca.gov; map@cpuc.ca.gov; rhd@cpuc.ca.gov; hayley@turn.org;
bxlc@pge.com; dfc2@pge.com; DxPU@pge.com; SRRd@pge.com; mday@goodinmacbride.com;
ralf1241a@cs.com; pucservice@dralegal.org; trdill@westernhubs.com;
mike@alpinenaturalgas.com; wamer@kirkwood.com; hodgesjl@surewest.net;
westgas@aol.com; Ariel.Son@PacifiCorp.com; californiadockets@pacificorp.com;
jason.dubchak@niskags.com; cassandra.sweet@dowjones.com; holly.lloyd@swgas.com;
kristien.tary@swgas.com; catherine.mazzeo@swgas.com; GHealy@SempraUtilities.com;
dadellosa@sgvwater.com; tjryan@sgvwater.com; case.admin@sce.com;
Jennifer.Shigekawa@sce.com; CentralFiles@SempraUtilities.com;
michaelebailey@cox.net; jeanne.sole@sfgov.org; tburke@sflower.org; BWT4@pge.com;
kaf4@pge.com; cem@newsdata.com; cem@newsdata.com; MLW3@pge.com;
regrelcuccases@pge.com; d1ct@pge.com; ELL5@pge.com; aliciam@greenlining.org;
samuelk@greenlining.org; jackk@mid.org; joyw@mid.org; lindaf@mid.org;
louh@mid.org; llsm@pge.com; rla4@pge.com; Barb.Coughlin@PacifiCorp.com;
Marisa.Decristoforo@PacifiCorp.com; michelle.mishoe@pacificorp.com;
TNF@cpuc.ca.gov; atr@cpuc.ca.gov; bmd@cpuc.ca.gov; dlf@cpuc.ca.gov;
kwz@cpuc.ca.gov; lwt@cpuc.ca.gov; mjd@cpuc.ca.gov;
zca@cpuc.ca.gov

Subject: R.10-02-005: Request for Leave to Reply to
Responses to Petition for Modification of D.10-07-048

Dear Assistant Chief ALJ Terkeurst:

In accordance
with Rule 16.4(g) of the Commission's Rules of Practice and Procedure, and
on behalf of the parties who filed a petition to modify
Decision 10-07-048 (Petition), DRA requests permission for the petitioners
to file replies to PG&E's and SCE's responses to the Petition.

On September 9, 2010, SDG&E, SoCalGas, Disability Rights Advocates, DRA, Greenlining Institute, National Consumer Law Center and TURN (Settling Parties) filed a joint motion to adopt a proposed settlement agreement (Joint Motion). On September 9, in conjunction with the Joint Motion, Settling Parties filed the Petition which was based upon the proposed settlement agreement.

On September 21, assigned ALJ DeBerry issued a ruling permitting parties to file comments on the Joint Motion by September 29 and reply comments by October 6. In addition, the ruling permitted parties to file responses to the Petition by September 29. Attached hereto is a copy of the ruling.

On September 29, PG&E and SCE filed responses to the Petition, but did not file any comments on the Joint Motion or proposed settlement agreement. Although neither PG&E nor SCE filed comments opposing the proposed settlement (which would have given Settling Parties an opportunity to file reply comments by October 6), PG&E in its response to the Petition raises arguments collaterally attacking the proposed settlement. Therefore, Settling Parties respectfully request leave to file replies to the responses to the Petition by October 6, in order to provide the Commission with a complete and accurate understanding of the proposed settlement.

On September 30, counsel for TURN left a voice message for ALJ DeBerry seeking leave for Settling Parties to file a reply or replies to the responses to the Petition. Today, Settling Parties learned that ALJ DeBerry is out of the office until October 13, and that Assistant Chief ALJ Econome is out of the office until October 11. Consequently, Settling Parties direct this request for leave to file replies by October 6 to Your Honor.

Thank you for your consideration of this matter.

Marion
Peleo

Attorney for
DRA and on behalf

of Settling Parties

Marion
Peleo

CPUC
Legal Division

505
Van Ness Avenue

San
Francisco,
California 94102

415-703-2130
voice

415-703-2262
fax

marion.peleo@cpuc.ca.gov

map@cpuc.ca.gov