

From: Cherry, Brian K  
Sent: 12/9/2010 4:46:45 PM  
To: 'Clanon, Paul' (paul.clanon@cpuc.ca.gov)  
Cc:  
Bcc:  
Subject: RE:

Interesting theory. As long as it holds up under procedural review....

**From:** Clanon, Paul [mailto:paul.clanon@cpuc.ca.gov]  
**Sent:** Thursday, December 09, 2010 4:44 PM  
**To:** Cherry, Brian K  
**Subject:** RE:

Not a problem for other reasons, according to Legal Division. Statute is ambiguous, and as a general principle no one Commissioner can prevent the full Commission from acting on an item that has been properly presented.

**From:** Cherry, Brian K [mailto:BKC7@pge.com]  
**Sent:** Thursday, December 09, 2010 4:43 PM  
**To:** Clanon, Paul  
**Subject:**

FYI

PU Code Section 311(e) and Rule 14.6 allow for reduction or waiver of review under specific circumstances. Rule 14.6(a)(8) -- "unusual matters that cannot be disposed of by normal procedures if the duties of the Commission are to be fulfilled" -- as a basis to vote without the normal 30-day review period.