

From: Cherry, Brian K
Sent: 12/15/2010 6:10:30 PM
To: pac@cpuc.ca.gov (pac@cpuc.ca.gov)
Cc:
Bcc:
Subject: FW:

See one other issue.

-----Original Message-----

From: Cherry, Brian K
Sent: Wednesday, December 15, 2010 5:17 PM
To: Malkin, Joseph M (Law); 'Malkin, Joseph'; Johnson, Kirk
Subject: RE:

Got it. Let me check if we can add, as necessary or "in the case of a single weld" replacement.

-----Original Message-----

From: Malkin, Joseph M (Law)
Sent: Wednesday, December 15, 2010 5:16 PM
To: Cherry, Brian K; 'Malkin, Joseph'; Johnson, Kirk
Subject: RE:

That is literally what is written in 3. a says we must identify the segment; b says we have to assess them; AND c says we have to complete replacement of them. Literally, that means we have to replace all of them. We could let it go if we're comfortable that everyone at the CPUC will back us in saying if we find the inside weld, we don't have to replace the pipe notwithstanding the language.

-----Original Message-----

From: Cherry, Brian K
Sent: Wednesday, December 15, 2010 5:14 PM
To: Malkin, Joseph M (Law); 'Malkin, Joseph'; Johnson, Kirk
Subject: RE:

Not sure I follow. If the assessment shows there is a double weld, are you saying we would have to replace it ?

-----Original Message-----

From: Malkin, Joseph M (Law)
Sent: Wednesday, December 15, 2010 5:13 PM
To: Cherry, Brian K; 'Malkin, Joseph'; Johnson, Kirk
Subject: RE:

Because of the "and," we would have to replace them no matter what the assessment shows.

-----Original Message-----

From: Cherry, Brian K
Sent: Wednesday, December 15, 2010 5:11 PM
To: 'Malkin, Joseph'; Malkin, Joseph M (Law); Johnson, Kirk
Subject: RE:

How important is that ? If we discover a single weld, won't we dig it up and replace it anyway, not as necessary ?

-----Original Message-----

From: Malkin, Joseph [<mailto:jmalkin@orrick.com>]
Sent: Wednesday, December 15, 2010 5:10 PM
To: Cherry, Brian K; Malkin, Joseph M (Law); Johnson, Kirk
Subject: RE:

Brian,

3.c now reads "completing replacement of those segments." I think it should be changed to completing replacement of those segments AS NECESSARY."

-----Original Message-----

From: Cherry, Brian K [<mailto:BKC7@pge.com>]
Sent: Wednesday, December 15, 2010 4:27 PM
To: Malkin, Joseph; Malkin, Joseph M (Law); PGE Johnson, Kirk
Subject: Fw:

Does this work for you ? Do not circulate