

From: Malkin, Joseph
Sent: 3/24/2011 12:45:37 PM
To: 'Lindh, Frank' (frank.lindh@cpuc.ca.gov)
Cc: Halligan, Julie (julie.halligan@cpuc.ca.gov); Clanon, Paul (paul.clanon@cpuc.ca.gov); Heiden, Gregory (gXH@cpuc.ca.gov); McQuillan, Elizabeth M. (emm@cpuc.ca.gov); Horner, Trina (/O=PG&E/OU=CORPORATE/CN=RECIPIENTS/CN=TNHC); Halligan, Julie (julie.halligan@cpuc.ca.gov); Morris, Harvey Y. (harvey.morris@cpuc.ca.gov)

Bcc:

Subject: Re: PGE Stip2 EMM_GXH comments (2).DOC

Thank you, Frank. I'm adding the following to paragraph 3:

- d) PG&E agrees it will not seek to recover any portion of the penalty from customers in rates.

Please confirm this is ok

From: Lindh, Frank [mailto:frank.lindh@cpuc.ca.gov]
Sent: Thursday, March 24, 2011 12:42 PM
To: Malkin, Joseph
Cc: Clanon, Paul; Halligan, Julie; McQuillan, Elizabeth M.; Heiden, Gregory; Horner, Trina; Morris, Harvey Y.; Halligan, Julie
Subject: Re: PGE Stip2 EMM_GXH comments (2).DOC

Joe -

This will confirm that Paul Clanon, on behalf of Commission staff, is agreeable to the language in this version of the Stipulation document.

For everybody's benefit: Paul and I have been present at the Commission meeting since 9:00 this morning. But he and I were able to confer with each other, and I was able in turn to communicate Paul's decision to Joe via a cell phone call about 30 minutes ago.

Many thanks to all.

Frank

On Mar 24, 2011, at 12:21 PM, "Malkin, Joseph" <jmalkin@orrick.com> wrote:

Frank,

Per our telephone conversation, the attached mark-up reflects the changes you and I agreed on in the stipulation Trina received from Julie. We have retained the excellent

language in the first paragraph emphasizing the public safety rationale for the stipulation.

I am going to ask Trina to expedite finalizing the documents and getting them signed at our end so we can get them to you for signature on your side.

Thank you,

Joe

=====
IRS Circular 230 disclosure: To ensure compliance with requirements imposed by the IRS, we inform you that any tax advice contained in this communication, unless expressly stated otherwise, was not intended or written to be used, and cannot be used, for the purpose of (i) avoiding tax-related penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any tax-related matter(s) addressed herein.
=====

=====
NOTICE TO RECIPIENT: THIS E-MAIL IS MEANT FOR ONLY THE INTENDED RECIPIENT OF THE TRANSMISSION, AND MAY BE A COMMUNICATION PRIVILEGED BY LAW. IF YOU RECEIVED THIS E-MAIL IN ERROR, ANY REVIEW, USE, DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS E-MAIL IS STRICTLY PROHIBITED. PLEASE NOTIFY US IMMEDIATELY OF THE ERROR BY RETURN E-MAIL AND PLEASE DELETE THIS MESSAGE FROM YOUR SYSTEM. THANK YOU IN ADVANCE FOR YOUR COOPERATION.
For more information about Orrick, please visit <http://www.orrick.com/>
=====

<PGE Stip2 EMM_GXH comments (2).DOC>

=====
IRS Circular 230 disclosure: To ensure compliance with requirements imposed by the IRS, we inform you that any tax advice contained in this communication, unless expressly stated otherwise, was not intended or written to be used, and cannot be used, for the purpose of (i) avoiding tax-related penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any tax-related matter(s) addressed herein.
=====

=====
NOTICE TO RECIPIENT: THIS E-MAIL IS MEANT FOR ONLY THE INTENDED RECIPIENT OF THE TRANSMISSION, AND MAY BE A COMMUNICATION PRIVILEGED BY LAW. IF YOU RECEIVED THIS E-MAIL IN ERROR, ANY REVIEW, USE, DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS

E-MAIL IS STRICTLY PROHIBITED. PLEASE NOTIFY US
IMMEDIATELY OF THE ERROR BY RETURN E-MAIL AND
PLEASE DELETE THIS MESSAGE FROM YOUR SYSTEM.
THANK YOU IN ADVANCE FOR YOUR COOPERATION.

For more information about Orrick, please visit <http://www.orrick.com/>
