

From: Cherry, Brian K  
Sent: 6/15/2011 5:48:27 PM  
To: 'Malkin, Joseph M.' (jmalkin@orrick.com); Cagen, Robert (robert.cagen@cpuc.ca.gov)  
Cc: Acimis, Banu (banu.acimis@cpuc.ca.gov); Halligan, Julie (julie.halligan@cpuc.ca.gov); Stepanian, Raffy (raffy.stepanian@cpuc.ca.gov); Clark, Richard W. (richard.clark@cpuc.ca.gov); Robertson, Michael (michael.robertson@cpuc.ca.gov); Hartman, Sanford (Law) (/O=PG&E/OU=Corporate/cn=Recipients/cn=SLHb); Morris, Harvey Y. (harvey.morris@cpuc.ca.gov)  
Bcc:  
Subject: RE: Rancho\_Cordova\_Stipulation\_Settlement\_June\_6\_11 - CONFIDENTIAL COMMUNICATION

My assistant goofed. I will not be able to attend the meeting tomorrow Joe. You know my position on this matter and you are free to articulate it to Bob.

**From:** Malkin, Joseph M. [mailto:jmalkin@orrick.com]  
**Sent:** Wednesday, June 15, 2011 4:03 PM  
**To:** Cagen, Robert  
**Cc:** Clark, Richard W.; Halligan, Julie; Acimis, Banu; Stepanian, Raffy; Robertson, Michael; Morris, Harvey Y.; Cherry, Brian K; Hartman, Sanford (Law)  
**Subject:** RE: Rancho\_Cordova\_Stipulation\_Settlement\_June\_6\_11 - CONFIDENTIAL COMMUNICATION

Thank you, Bob. We'll see you in the morning.

**From:** Cagen, Robert [mailto:robert.cagen@cpuc.ca.gov]  
**Sent:** Wednesday, June 15, 2011 4:01 PM  
**To:** Malkin, Joseph M.  
**Cc:** Clark, Richard W.; Halligan, Julie; Acimis, Banu; Stepanian, Raffy; Robertson, Michael; Morris, Harvey Y.; PGE Cherry, Brian; Hartman, Sanford (Law)  
**Subject:** RE: Rancho\_Cordova\_Stipulation\_Settlement\_June\_6\_11 - CONFIDENTIAL COMMUNICATION

Thank you Joe. We will meet you at 8:30 tomorrow morning. Please call Rich Clark's office at 703-2349 - and we will likely meet in room 2204.

Thanks,

Bob

**From:** Malkin, Joseph M. [mailto:jmalkin@orrick.com]  
**Sent:** Wednesday, June 15, 2011 2:41 PM  
**To:** Cagen, Robert  
**Cc:** Clark, Richard W.; Halligan, Julie; Acimis, Banu; Stepanian, Raffy; Robertson, Michael; Morris, Harvey Y.; PGE Cherry, Brian; Hartman, Sanford (Law)  
**Subject:** RE: Rancho\_Cordova\_Stipulation\_Settlement\_June\_6\_11 - CONFIDENTIAL COMMUNICATION

Bob,

We are happy to meet with you and your colleagues. The PG&E attendees will be Brian Cherry and Sandy Hartman as well as me. Unfortunately, our schedules are very tight for the balance of this week. We can meet at 8:30 a.m. tomorrow or 2:00 p.m. Friday. If neither of those times work for your team, we can look at early next week.

Joe

**From:** Cagen, Robert [mailto:robert.cagen@cpuc.ca.gov]  
**Sent:** Tuesday, June 14, 2011 3:00 PM  
**To:** Malkin, Joseph M.  
**Cc:** Clark, Richard W.; Halligan, Julie; Acimis, Banu; Stepanian, Raffy; Robertson, Michael; Morris, Harvey Y.  
**Subject:** RE: Rancho\_Cordova\_Stipulation\_Settlement\_June\_6\_11 - CONFIDENTIAL COMMUNICATION

Joe - we propose a meeting between PG&E and CPSD at the PUC this Thursday the 16th to see whether we can bridge our differences on Rancho Cordova. Rich Clark, Julie Halligan, myself, and perhaps others would be present at the meeting for CPSD..

Please let me know whether PG&E is interested in a meeting.

Thanks,

Bob

**From:** Malkin, Joseph M. [mailto:jmalkin@orrick.com]  
**Sent:** Tuesday, June 14, 2011 9:03 AM  
**To:** Cagen, Robert

**Cc:** Clark, Richard W.; Halligan, Julie; Acimis, Banu; Stepanian, Raffy; Robertson, Michael  
**Subject:** Re: Rancho\_Cordova\_Stipulation\_Settlement\_June\_6\_11 - CONFIDENTIAL  
COMMUNICATION

Bob,

We have carefully considered CPSD's last proposal. Unfortunately, from our perspective, it takes us further apart rather than closer together. While we appreciate CPSD's efforts to work with us on Stipulation 5, the other proposed changes are not ones we can agree to. We hoped we had closed the gap between us by accepting CPSD's position on two of the three open items. We remain willing to stand by our last proposal, but cannot go further.

If CPSD cannot agree to our last formulation, we will work with you to come up with a new schedule to propose and support with the ALJ.

We are grateful for the effort you and CPSD have made to try to resolve this matter. We know that our inability to reach agreement has not been for lack of trying on either side.

Joe

On Jun 6, 2011, at 5:10 PM, "Cagen, Robert" <[robert.cagen@cpuc.ca.gov](mailto:robert.cagen@cpuc.ca.gov)> wrote:

Joe - attached is CPSD's proposed "Stipulation". This document is produced alone because it is the only one changed in response to PG&E's last proposal. As you may recall the last PG&E proposal involved stipulation 5. PG&E did not admit to a violation of 192.615 for number 5, although CPSD has been demanding that admission.

We will accept PG&E's removal of the explicit violation, if PG&E agrees to the other changes that we have made to the Stipulation. I apologize that I have not presented this in a form with strikeout language. Somewhere down the line that feature disappeared from my process.

Thanks again for your patience and courtesy,

Bob

<Rancho\_Cordova\_Stipulation\_Settlement\_June\_6\_11.DOC>

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