

BEFORE THE

PUBLIC UTILITIES COMMISSION OF CALIFORNIA STATE OF CALIFORNIA

Order Instituting Rulemaking on the Commission's Own Motion to Adopt New Safety and Reliability Regulations for Natural Gas Transmission and Distribution Pipelines and Related Rate-making Mechanisms.

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MOTION OF THE UAW

FOR A DIRECTIVE TO PROTECT EMPLOYEES PARTICIPATING DIRECTLY OR INDIRECTLY AS SOURCES OF INFORMATION

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Carl Wood, Director of Regulatory Affairs, Utility Workers Union of America, 10103 Live Oak Ave, Cherry Valley, CA 95922. William Julian II, 43556 Almond Lane, Davis, CA 95618. Phone: (951) 119-5670. Email: billjulian@sbcglobal.net

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MOTION OF THE UAW

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FOR THE A DIRECTIVE TO EMPLOYEES PARTICIPATING DIRECTLY OR
WITNESSES OR INDIRECTLY AS SOURCES OF INFORMATION

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Come now the ~~Herstity Union~~ of (UWUA) and to Rule 1 of the Commission's Rules of Practice and Procedure Administrative Law Judge and/or Assigned ALJ in order to assure the members of who are employed by the So Gas Comp (SCG) that they will be protected from any other activity that may place them or any other person or persons personally or through their representatives, information and opinions assist Commission in promoting and safe reliable gas service, protecting the public from incongruous and assuring just and reasonable rates and adequate service.

Specifically UWUA directs away from the Assigned ALJ or Commissioner SCG to refrain from threatening or coercive behavior to SCG employees who may be involved in this proceeding advisors, or sources of information directly or indirectly on benefit of the Commission, the impact of the activities of the Commission in this proceeding (the Directive) Motion is specific to proceeding and to the goals and objectives of the Cor UWUA is simultaneously requesting by ~~executive letter~~ to ~~request~~ he designate a commission employee to act as a liaison Commission to address issues that may arise in this ~~in~~ letter is attached as ~~to Appendix~~ Motion

In advancing this UWUA is specifically and directly offensive actions by SCG or asserting at this time any with respect to any employee or representative by SCG. Commission policy supporting robust communication from employees
In support of UWUA ~~to~~ ~~the~~ the following considerations.

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orderly framework for exchanging information. So too, the serves generally to provide an for identifying issues and information to the Commission in this proceeding.

To prevent the potentially becoming a burden on the Administrative Law Judge, UWA is requesting that the Executive Director designate a staff employee to act as liaison among the Commission representative of employees and SCG to address quickly any employees who bring information forward that are adversely affect employment status. A copy of this letter is attached as Exhibit A.

II. This Commission constitutes a further oversight directive issued by the Commission proceeding, 02080916 requesting comment on the issue of enhanced protections for bringing forward information on gas safety subject in area at the Commission. The Commission has ordered

The Commission does not have a comprehensive program who have and wish going to protection shop with quality but who are also in possession of information regarding safety concerning that utility. The operations division established a limited whistleblower program for affiliated matters primarily a means for Commission to accept anonymous complaints. Commission adopt rules that protect utility employees from retaliation for bringing information to the Commission utility public safety issues? Are such practical? 02080916
 019, Exhibit C “Whistleblower Protection” footnote included

UWA intends to bring to the Commission information utility public safety issues” based on the knowledge, experience available employees who have worked for the Southern California

~~–~~ focused on confidentiality in electric procurement matters. 06060116 The 06060116 a year later, a timely decision imposed an in electric procurement matters. The Commission stated that this would be the address the implications of 06060116. The Commission had not been modified for a quarter years after that second order is the Commission’s 06060116

for decades, as part of a series of proposals to in public. These matters are specifically with the list contained in the Scoping of the General Rate proceeding 005/006 at page 110 are specifically within the Gas Safety Rulemaking. GRC 3, "Primary Objectives of Rulemaking," see also, GRC Scoping Memorandum page 12 appear as witnesses testimony, or may be sources of information which examination or argument. They will not be anonymous.

The Commission identified transparency in the flow of among employees, the commission and utility management as the industry safety culture that the Commission seeks UWUA has proposed specific measures to bring about tra to the Gas Safety Rulemaking April 11, 2016 comments on the Independent Review Panel Report, filed August 10 that transparency in the free flow of information among utility management be a preferable approach to protect whistleblowers.

However, such free flow of information is not possible if the regulatorally to obstruct the flow of this information through threats - subtle or overt - retaliation particularly where it reserve the right to determine whether information will be as the form (testimony, cross examination or argument information will be coerced into disclosure no place at the CPUC. A comprehensive procedure such as requested by U Motion will establish both policy and a potential remedy potential conflict about employer behavior that may deter forward.

If the utility is concerned that workers will bring attention to false or misleading information the utility has or is seeking Rule sanctions.

For the foregoing reasons UWUA respectfully requests a proceeding to be held in the form contained in Appendix B

Respectfully submitted

/s/ Carl Wood /s/ William Julian II

Carl Wood, Director of Regulatory Affairs, Utility Workers Union of America, 10103 Live Oak Ave, Cherry Valley, CA 95618. Phone: (951) 119-5670. E-mail: Carl.Wood@verizon.net

Dated: September 22, 2011

APPENDIX A

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September 22, 2011

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Paul C. Clancy

Executive Director

California Public Utilities Commission

505 Van Ness Avenue

San Francisco, CA 94102-9410

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Re: Designating a Staff Liaison to address issues involving

witnesses and information sources

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Dear Mr. Clancy:

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On behalf of the Utility Workers Union of America (UWUA) staff liaison to work with UWUA and Southern California Gas of information from utility employees by involving witnesses who employees of Southern California Gas Company, to prevent any employees from bringing to the Commission relevant information the UWUA or any other party.

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UWUA is filing Motion for a Protective Order in the above proceeding Directive to Refrain from Adverse Action. UWUA is not action by Southern California Gas Company. UWUA is stated policy promoting transparency and encouraging utility employee forward important information through their representatives' participation commission proceedings. A copy of this document is attached

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Thank you for your consideration of this

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Sincerely,

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/s/ [Signature] /s/ [Signature]

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Carl Wood William Julian II
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Utility Workers Union of America Davis CA 95618
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Cc: Keith Melville
Deanna Ng
Ron VanderLee

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APPENDIX ð ð

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DIRECTIVE ð to ð REFRAIN ð from ð ADVERSE ð ACTION

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The ð Southern ð California ð Gas ð Company ð shall ð not ð take ð any ð adverse ð action ð against ð an ð employee ð status ð or ð employment ð at ð Southern ð California ð Gas ð Company ð if ð the ð employee ð was ð employed ð by ð Southern ð California ð Gas ð Company ð who ð appears ð as ð a ð witness ð or ð otherwise ð furnishes ð information ð to ð the ð Commission ð in ð any ð phase ð of ð any ð proceedings ð in ð 2009. ð The ð Gas ð Safety ð Rulemaking,

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“Adverse ð action” ð includes ð threats ð or ð actions, ð direct ð or ð indirect, ð employment ð or ð loss ð of ð employment; ð change ð in ð compensation ð or ð wages ð or ð benefits; ð working ð conditions; ð or ð other ð terms ð of ð employment. ð

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