

From: Tom Long
Sent: 3/5/2012 5:22:51 PM
To: Bushey, Maribeth A. (maribeth.bushey@cpuc.ca.gov)
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Bcc:

Subject: Re: Hearings on PG&E's PSEP, R.11-02-019

Thank you for the notice, ALJ Bushey.

Tom Long
Legal Director
The Utility Reform Network (TURN)
tlong@turn.org
(415) 929-8876 x303

On Mar 5, 2012, at 5:07 PM, Bushey, Maribeth A. wrote:

Parties,

This is a courtesy notice that a ruling is being prepared granting the request of TURN et al for a one week extension of the date for hearings in this proceeding. PG&E has agreed to reschedule its "time certain" witnesses for the week of March 26, 2012.

Hearings are now scheduled for March 19 through March 30, 2012.

ALJ Bushey

From: Klein, Kerry (Law) [mailto:KCK5@pge.com]
Sent: Monday, March 05, 2012 10:43 AM
To: 'Tom Long'; anginc@goldrush.com; StephanieC@greenlining.org; Garber, Stephen (Law); carlwood@uwua.net; jboehme@nicor.com; Ethan.Jones@Valero.com; justin.brown@swg&H; Heiden, Gregory; Peleo, Marion; Austin Yang; Marcel Hawiger; Johns,

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ALJ Bushey and Parties to R.11-02-019:

PG&E opposes any delay of hearings on its Pipeline Safety Enhancement Plan. The hearings, originally scheduled for November, have been on the calendar for March 12-23 for many months, and the parties have had ample time to prepare. PG&E is continuing to perform the significant safety upgrades outlined in its Pipeline Safety Enhancement Plan, and seeks a Commission decision whether it should proceed as planned or modifications are in order as soon as practicable. PG&E has done everything in its power to keep this case on track, including responding to over 1,500 data requests, many on an expedited basis. PG&E is prepared to make our witnesses available for examination beginning March 12. Five of PG&E's witnesses reside outside of California and have already scheduled their appearances based on the current schedule; two of those witnesses have very limited ability and need to appear on a date certain.

Good cause for delay has not been shown, and PG&E recommends that the hearings go forward as scheduled on March 12.

Regards,
Kerry Klein

From: Tom Long [mailto:tlong@turn.org]
Sent: Friday, March 02, 2012 5:22 PM
To: Klein, Kerry (Law); anginc@goldrush.com; StephanieC@greenlining.org; Garber, Stephen
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Subject: Re: Hearings on PG&E's PSEP, R.11-02-019

Parties to R.11-02-019:

Pursuant to Rule 11.6 of the Commission's Rules of Practice and Procedure, I write on behalf of TURN, DRA, PLUMBERS & STEAMFITTERS UNION LOCAL NOS. 246 & 342, and the CITY AND COUNTY OF SAN FRANCISCO (collectively "Parties") to seek your agreement to a one-week postponement of the commencement of evidentiary hearings. In light of the 431 pages of rebuttal testimony served by PG&E on February 28th, each of these parties believe they will not be able to adequately prepare for evidentiary hearings beginning on March 12th. At this point, Parties are still reviewing the testimony and determining any necessary data requests they need to submit. The task of preparing for hearings is made more difficult for Parties because of

their commitments in other matters. Although Parties feel they need a two-week postponement in order to be fully prepared for the evidentiary hearings, they are only seeking a one-week postponement in the interest of minimizing disruption to the schedule for this case.

If you have an opinion on this extension request, please send me an e-mail conveying your view by noon on Monday, March 5th, so that Parties may comply with their obligations under Rule 11.6.

Parties further note that they will find it extremely difficult, if not impossible, to provide meaningful cross-examination estimates by noon on Monday, as they will not have had sufficient time to conduct the necessary analysis of the rebuttal testimony, particularly the PG&E testimony.

I am copying ALJ Bushey and Assigned Commissioner Florio's Advisor, Sepideh Khosrowjah, on this e-mail so that they may be apprised of Parties' intention to request a one-week postponement.

Tom Long
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On Feb 29, 2012, at 5:09 PM, Klein, Kerry (Law) wrote:

TO ALL PARTIES IN PG&E'S PIPELINE SAFETY ENHANCEMENT PLAN (R.11-02-019):

At the request of ALJ Bushey, PG&E is reaching out to the parties for estimates of cross-examination for hearings on PG&E's Pipeline Safety Enhancement Plan, scheduled for March 12-23. ALJ Bushey has advised that these hearings will conclude in the two weeks allotted. Assuming 5 hours of hearing time for 8 days of hearing, and 4 hours of hearing time on Fridays (per the ALJ's preference), PG&E estimates that 48 hours of hearing time has been set aside for PG&E's PSEP. ALJ Bushey has asked that the parties be mindful of the time constraints, and limit cross-examination to eliciting facts that are not already in the record, and that should be in the record. ALJ Bushey also encouraged the parties, where possible, to stipulate to the admissibility of documents in lieu of cross-examination.

Attached is a spreadsheet that lists all witnesses who have served testimony or rebuttal testimony, by party. Please enter your estimates of cross-examination time into the

spreadsheet and return the spreadsheet to Kerry Klein (kck5@pge.com) and Kristina Castrence (kmmj@pge.com) no later than 12:00 p.m. on Monday, March 5. (PG&E has included a space for all parties that have submitted testimony to enter estimates for cross-examination, and an extra column for those parties that have not served testimony, but nonetheless wish to reserve time for cross-examination). Also, if you know of any dates certain for your witnesses, please enter those dates on the spreadsheet. (ALJ Bushey has indicated that the order of testimony will generally be PG&E witnesses, followed by DRA witnesses, followed by other intervenor witnesses). PG&E will compile everyone's responses and send around the consolidated table by 5:00 p.m. on Monday. ALJ Bushey asked PG&E to submit the proposed witness schedule and cross-exam estimates to her in a status report next Wednesday, March 7. The ALJ encouraged us to collaborate and agree upon a cross examination schedule that fits within two week hearing schedule. PG&E is available for a conference call with the other parties on Tuesday, between 2 and 4 to discuss the cross-examination estimates that are returned on Monday. Please let us know if that time works for you and if you would like to participate in the conference call (which PG&E will set-up).

Finally, PG&E solicits the parties' agreement to provide to counsel for the witness any documents that a party wishes to use during the cross-examination of that witness, 24 hours in advance of the examination of that witness. Please let me know if you are amenable to that agreement. If there are other administrative issues you would like to discuss prior to the commencement of hearings on March 12, please let me know.

Regards,

Kerry Klein

NOTE: The recipient portion of this e-mail may not reflect all the addressees who are being served. The service list has been split into 20-addressee groups, to avoid rejection by CPUC and other e-mail servers.

Please note that the PG&E law department does not maintain the official service list for docket no. R11 02 019. If you would no longer like to receive documents regarding this docket, please contact the CPUC Process Office directly via email at Process_Office@cpuc.ca.gov or by phone at 415-703-2021 to remove yourself from the official service list.

<R 11-02-019 PGE PSEP - Cross Estimates.xls>