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Bcc:

Subject: RE: R1309011 Cross Examination Estimates Revised

Your Honor,

Thank you for providing the revised summary of cross estimates. I note that the summary continues to include a 15 minute estimate on behalf of MCE for SDG&E witness Fang. However, it is my understanding that, through the attached e-mail, Jeremy Waen waived cross of this witness on behalf of MCE. Can we continue to assume that this witness will not be required to appear for cross examination next week?

Thank you,

Tom

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**Subject:** R1309011 Cross Examination Estimates Revised

As promised, attached is the revised version of the cross estimates, originally developed by Steve Huertle of PG&E. As you can see, several witnesses (12 representing 9 parties) no longer need to appear for cross examination (See grayed-out cells and rows). As such, on Monday, June 9, 2014, parties sponsoring these witnesses may request to identify, mark, and enter into the record the testimony of these witnesses. We are not scheduled to begin until 10 am on Monday morning. However, it would be helpful if these parties could be present earlier (9:30 am) such that we can organize the testimony of these witnesses prior to going on the record. This off-the-record organization time will allow us to spend our time on-the-record more efficiently.

Thank you.

**Kelly A. Hymes**

**Administrative Law Judge**

California Public Utilities Commission

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Facts are stubborn things; and whatever may be our wishes, our inclinations, or the dictates of our passions, they cannot alter the state of facts and evidence. -- John Adams



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**Subject:** R1309011 Order of Witnesses Revision

In my hearing instructions sent yesterday to the parties of Rulemaking 13-09-011, I cautioned that witnesses should be prepared to be cross-examined earlier than scheduled. Yesterday, Southern California Edison (SCE) contacted me requesting that the SCE witnesses currently scheduled for Thursday morning, June 12, 2014 at 10:30 be moved to Thursday afternoon at 1:30 pm so that they do not have to appear on the previous day (in case we move along quicker than scheduled.) I approve the request, as it is efficient and cost-effective. After speaking with San Diego Gas & Electric Company (SDG&E) and Pacific Gas and Electric Company (PG&E), the schedule for Thursday is as follows:

#### **Thursday, June 12, 2014 Evidentiary Hearings**

8:45 am Meet in Commission Hearing Room

9:00 am Opening Remarks

9:15 am PG&E Witnesses be Cross Examined (partial, to be continued on Friday morning or Thursday following SDG&E, should time permits)

11:30 am Joint Demand Response Parties to be Cross Examined

12:00 pm Lunch

1:30 pm SCE Witnesses to be Cross Examined

2:30 pm SDG&E Witnesses to be Cross Examined

3:30 pm Adjourn

To re-confirm, Joint Demand Response Parties' witness panel will remain on the schedule for Thursday morning, June 12, 2014 at 11:30 am.

I anticipate that our hearing witness schedule will continue to evolve following the workshops and as parties continue informal discussions. Late today, I will send Mr. Huertle's cross examination estimates as revised to show where parties have waived cross examination. Additionally, on Tuesday, June 10, 2014 at 4:30 pm, I have set aside 30 minutes to finalize the cross-examination schedule for Wednesday through Friday.

Thank you for your cooperation in whittling down the cross examination times.

**Kelly A. Hymes**

**Administrative Law Judge**

California Public Utilities Commission

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Facts are stubborn things; and whatever may be our wishes, our inclinations, or the dictates of our passions, they cannot alter the state of facts and evidence. -- John Adams

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