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Subject: E-Mail Ruling Regarding August 20, 2014 Motion of PG&E to Strike Portions of
TURN's Testimony and Related Request for Relief

To the Parties and Service List in A.13-12-012 and I.14-06-016:

This e-mail ruling rules on the August 20, 2014 motion of Pacific Gas and Electric Company (PG&E) to strike portions of The Utility Reform Network's (TURN) testimony and to preclude TURN from introducing in briefs revenue requirement recommendations not made in testimony.

Previously, on August 22, 2014, I issued an e-mail ruling granting PG&E's request in its August 20, 2014 motion to shorten time. In accordance with the August 22 e-mail ruling shortening time, TURN and the Office of Ratepayer Advocates (ORA) filed separate responses to PG&E's motion on August 26, 2014.

I have reviewed PG&E's motion, the responses of both TURN and ORA, the Commission's Rules, various sections of the Public Utilities Code, and the testimony which PG&E requests be stricken. Based on that review, PG&E's motion to strike portions of TURN's testimony, and PG&E's related request to preclude TURN from introducing in briefs revenue requirement recommendations that were not made in testimony, is denied.

I would just note that there is an opportunity at the evidentiary hearings to cross examine all of the witnesses on the positions that each witness is taking in this proceeding. In addition, any recommendations that parties make in their closing briefs needs to be supported by the evidence, and appropriate citations to the record developed in this proceeding need to be referenced in the briefs. (See Rule 13.11.)

Accordingly, the August 20, 2014 motion of PG&E “To Strike Portions of TURN’s Testimony and to Preclude TURN From Introducing In Briefs Revenue Requirement Recommendations Not Made In Testimony” is denied.

A written ruling confirming the above e-mail ruling will be issued at a later date.

John S. Wong

Administrative Law Judge

California Public Utilities Commission

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