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# *Public Utilities Commission of the State of California*

*Wesley M. Franklin, Executive Director*

Headquarters

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

Southern California Office

107 So. Broadway, Room 5109  
Los Angeles, CA 90012  
(213) 897-2973

Website: <http://www.cpuc.ca.gov>

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## **Daily Calendar**

### **Monday, August 18, 1997**

- Regular Commission Meetings
  - Notices
  - Commissioner Office Hours
  - Public Meetings and Workshops
  - New Filings
  - Petitions for Modification of Applications for Rehearing
  - Draft Decisions/Proposed Decisions/Alternates/Arbitrator's Reports
  - Advice Letter Filings
  - Miscellaneous Transportation Items
  - Adjournments/Resettings/Submissions
  - Removals from Calendar
  - New Settings
  - Law and Motion Hearings
  - Hearings
  - Notice of Denial of Request for Ex Parte Meeting
  - Notice of Ex Parte Communications
  - Subscription Information (Daily Calendar and Agenda)
- 



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: (415) 703-1203. If specialized accommodations for the disabled are needed, e.g. sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074 or TDD# (415) 703-2032 five working days in advance of the event.

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## REGULAR COMMISSION MEETINGS

Subscription information for the Agenda and draft agenda items is located at the end of the Daily Calendar.

September 3, 1997	10:00 a.m.	San Francisco
September 24, 1997	10:00 a.m.	San Francisco
October 9, 1997	10:00 a.m.	San Francisco

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## NOTICES

### ***Delivery of Formal Pleadings for Filing***

Unless otherwise directed, all *courier-delivered documents* submitted for filing as part of the formal record in a proceeding should be *hand-carried directly* to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Room 5109, 107 South Broadway in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All *documents sent through the mail* for formal filing should be addressed *ONLY* to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

### ***Charge for Commission Documents***

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

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## COMMISSIONER OFFICE HOURS

*(For further information or to make an appointment, please contact, Michelle Diamonon at (707) 445-7875 for Eureka and Chico locations, and Sandra Graham at (213) 897-3544 for other locations).*

<u>Date/Time</u>	<u>Commissioner</u>	<u>Location</u>
9/11/97, 9 am - 12 pm	Josiah L. Neeper	State Office Building 107 S. Broadway, Room 5109 <b>Los Angeles</b>
9/22/97, 1-4 pm	Richard A. Bilas	Chino Chamber of Commerce 300 Salem Street <b>Chico</b>
10/6/97, 1-4 pm	Richard A. Bilas	100 H Street, Suite 210A <b>Eureka</b>
10/8/97, 9 am - 12 pm	Josiah L. Neeper	State Office Building

		1350 Front Street, Room 4006 <b>San Diego</b>
10/23/97, 1-4 pm	Henry M. Duque	State Office Building 2550 Mariposa Mall, Room 1038
		<b>Fresno</b>
11/20/97, 9 am - 12 pm	Josiah L. Neeper	State Office Building 107 S. Broadway, Room 5109
		<b>Los Angeles</b>
12/10/97, 9 am - 12 pm	Josiah L. Neeper	State Office Building 1350 Front Street, Room 4006 <b>San Diego</b>

**PUBLIC MEETINGS & WORKSHOPS**

**Public Meeting**

August 19, 1997 9:30 am - 4:00 pm	Hyatt Regency Embarcadero 5 Embarcadero Center <b>San Francisco</b>
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The Technical Advisory Committee For the California Board For Energy Efficiency will meet To review And discuss the technical consultants' scoping studies related to independent administration of energy efficiency programs, affiliate rules and revisions to DSM rules and policies. Contact Nancy Licht of Wm. Nesbit & Associates at (707) 523-1663 or Patrick Hoglund of the Energy Division at (415) 703-2043.

**Workshop Notice**

August 19, 1997 9 am - 4 pm	California Public Utilities Commission 505 Van Ness Avenue 1st Floor Auditorium <b>San Francisco</b>
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The Commission Rail Safety and Carriers Division will conduct three workshops to receive public input and for staff to explain its proposed changes to General Orders 157-C and 158-A regarding Passenger Stage Corporations (PSC) and Charter-Party Carriers (TCP). Attendees will have an opportunity to make oral comments; however, we request that your comments also be in written format because there will be no official transcript. If you are unable to attend either workshop, you are welcome to submit written comments to the staff no later than September 2, 1997. The contact person is Erik Juul at 415-703-2723.

**Workshop Notice**

August 19, 1997 9:30 am - 4:00 pm	California Public Utilities Commission 505 Van Ness Avenue Hearing Room E <b>San Francisco</b>
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The Energy Division will hold a workshop to allow PG&E to explain tariffs it will file on Monday, August 11, 1997, pursuant to D.97-08-055 in the Gas Accord proceeding A.96-08-043/A.92-12-043. Questions should be directed to Greg Wilson at (415) 703-2159.

**Public Meeting**

August 20, 1997 1:30 pm	California Public Utilities Commission 505 Van Ness Avenue, Training Room <b>San Francisco</b>
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The Telecommunications Division of the California Public Utilities Commission will be conducting a lottery to determine allocations of central office codes (NXXs) in the 209, 213, 310, 408, 415/650, 510, 619, 714, 760, 805, 818/626 and 916/530 area codes pursuant to the provisions of D.96-09-087. Applications for NXXs should be submitted to the California Code Administrator prior to close of business August 12, 1997. For information on the lottery process, call (415) 703-2253. If specialized accommodations for the disabled are needed, call the Public Advisor at (415) 703-2032 five working days in advance of the event.

**Public Meeting**

August 20, 1997 9:30 am - 4:00 pm With a working lunch	Embassy Suites Los Angeles Airport South 1440 East Imperial Avenue <b>El Segundo</b>
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In Decision (D.) 97-02-014 and (D.) 97-04-044, the Commission established a new structure for the future administration of energy efficiency and low-income assistance programs. This structure requires an independent board to oversee energy efficiency programs, a Governing Board to oversee low-income programs, and administrative entities selected through a competitive bid process.

The Low Income Governing Board will meet to discuss the following agenda items: review meeting minutes, discuss legal issues, contracting, threshold questions, components of the critical path, advisory committee update, election of officers, issues related to the RFQ for Technical Consultants, review and adjust critical path schedule, set future meeting dates, and develop agenda for next Board meeting. These meetings are open to the public.

Patrick Hoglund of the Energy Division is the contact person at (415) 703-2043.

**Public Meeting**

<i>August 21, 1997 9:30 am - 12:00 pm</i>	<i>California Public Utilities Commission 505 Van Ness Avenue Room 3204 San Francisco</i>
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The Interim Administrative Committee for the California High Cost Fund B (CHCF-B) and the California Teleconnect Fund (CTF) will hold its 5<sup>th</sup> meeting to discuss the pre-submission conference with the Internal Revenue Service held on August 19, 1997. The contact person for this meeting is Angela Young at (415) 703-2837.

**Public Meeting**

<i>August 21, 1997 9:30 am - 4:00 pm and August 22, 1997 8:30 am - 3:30 pm</i>	<i>Pacific Gas &amp; Electric Company, Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco</i>
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The California Board for Energy Efficiency will meet to discuss the Board's September 16 report and utility October 1 filings; any reports from, coordination with, or direction to the Technical Advisory Committee and Board's technical consultant; any required Board coordination with or input to other Commission proceedings, and any follow-up and/or comments related to the Board's July filings.

The Board may move to an Executive Session (closed session) if needed. The purpose for the closed session is to discuss certain provisions of the Bagley-Keene Open Meeting Act, and the closed session is being conducted pursuant to Government Code Sections 11126 (q) (2) (B) and 11126 (q) (2) (A). The contact people are Nancy Licht of Wm. Nesbit & Associates at (707) 523-1663 or Patrick Hoglund of the Energy Division at (415) 703-2043.

**Public Meeting**

<i>August 22, 1997 10 am - 4 pm</i>	<i>Deaf &amp; Disabled Telecommunications Program Office 1939 Harrison Street, Room 555 Oakland</i>
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The California Relay Service Advisory Committee of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Sara Brucker at (510) 874-1410 VOICE or (510) 874-1411 TDD. Please refrain from wearing perfumes or scents to DDTP meetings.

**Public Meeting**

<i>August 27, 1997 9:30 am - 4:00 pm With a working lunch (A brief break will be called prior to lunch)</i>	<i>Pacific Gas and Electric Company, Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco</i>
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In Decision (D.) 97-02-014 and (D.) 97-04-044, the Commission established a new structure for the future administration of energy efficiency and low-income assistance programs. This structure requires an independent board to oversee energy efficiency programs, a Governing Board to oversee low-income programs, and administrative entities selected through a competitive bid process.

The Low Income Governing Board will meet to discuss the following agenda items: review meeting minutes, discuss legal issues, contracting, schedule/plan for September 19 filing, threshold questions, components of the critical path, advisory committee update, reply to comments on July 18, 1997 filing, issues related to the RFQ for Technical Consultants, review and adjust critical path schedule, set future meeting dates, and develop agenda for next Board meeting. These meetings are open to the public. Amy Hopper is the contact person at (510) 251-2888, extension 2015.

**Public Meeting**

<i>September 2, 1997 10 am - 4 pm</i>	<i>Deaf &amp; Disabled Telecommunications Program Office 1939 Harrison Street Room 555 Oakland</i>
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The Administrative Committee of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Shelley Bergum at (510) 874-1410 VOICE or (510) 874-1411 TDD. Please refrain from wearing perfumes or scents to DDTP meetings.

**Public Meeting**

<i>September 17, 1997 1:30 am - 4 pm</i>	<i>California Public Utilities Commission 505 Van Ness Avenue Room 3204 San Francisco</i>
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The Administrative Committee of the Universal Lifeline Telephone Service Trust will hold its regular monthly meeting. This meeting can be accessed via teleconference call; however, please provide a 10-day notification prior to the meeting. For a copy of the agenda or more information, contact Terry Wilson-Gray at (510) 452-2757.

**Public Meeting**

<i>September 17 and 18, 1997 9 am - 5 Public Meeting</i>	<i>5550 Kearny Mesa Road San Diego</i>
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The Administrative Committee of the Electric Education Trust (EET) meets to consider startup documents (charter, bylaws, conflict-of-interest and reimbursement rules, etc.), the purpose and scope of EET activities, a budget, a work plan, monthly reports, forming and staffing the trust, contracts for administrative and legal services, design of a community-based education and outreach effort, measurement and evaluation of the joint consumer education plan, and other related matters. The contact person is William R. Schulte at (415) 703-2349.

**Public Meeting**

September 19, 1997 10 am - 4 pm	Deaf & Disabled Telecommunications Program Office 1939 Harrison Street Room 555 <b>Oakland</b>
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The Administrative Committee of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Shelley Bergum at (510) 874-1410 VOICE or (510) 874-1411 TDD. Please refrain from wearing perfumes or scents to DDTP meetings.

**Public Meeting**

September 30 and October 1, 1997 9 am - 5 pm	California Public Utilities Commission 505 Van Ness Avenue Room 5305 <b>San Francisco</b>
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The Administrative Committee of the Electric Education Trust (EET) meets to consider startup documents (charter, bylaws, conflict-of-interest and reimbursement rules, etc.), the purpose and scope of EET activities, a budget, a work plan, monthly reports, forming and staffing the trust, contracts for administrative and legal services, design of a community-based education and outreach effort, measurement and evaluation of the joint consumer education plan, and other related matters. The contact person is William R. Schulte at (415) 703-2349.

**Public Meeting**

October 17, 1997 1:30 pm - 4:00 pm	California Public Utilities Commission 505 Van Ness Avenue Room 3204 <b>San Francisco</b>
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The Administrative Committee of the Universal Lifeline Telephone Service Trust will hold its regular monthly meeting. This meeting can be accessed via teleconference call; however, please provide a 10-day notification prior to the meeting. For a copy of the agenda or more information, contact Terry Wilson-Gray at (510) 452-2757.

**Public Meeting**

November 17, 1997 1:30 pm - 4:00 pm	California Public Utilities Commission 505 Van Ness Avenue Room 3204 <b>San Francisco</b>
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The Administrative Committee of the Universal Lifeline Telephone Service Trust will hold its regular monthly meeting. This meeting can be accessed via teleconference call; however, please provide a 10-day notification prior to the meeting. For a copy of the agenda or more information, contact Terry Wilson-Gray at (510) 452-2757.

**Public Meeting**

December 17, 1997 1:30 pm - 4:00 pm	California Public Utilities Commission 505 Van Ness Avenue Room 3204 <b>San Francisco</b>
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The Administrative Committee of the Universal Lifeline Telephone Service Trust will hold its regular monthly meeting. This meeting can be accessed via teleconference call; however, please provide a 10-day notification prior to the meeting. For a copy of the agenda or more information, contact Terry Wilson-Gray at (510) 452-2757.

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### NEW FILINGS

8/6/97	C97-08-021	Richard Beagle vs. MCI Communications, for wrongful termination of telephone services and improper billing
8/7/97	C97-08-022	Harold Curry vs. Southern California Gas Company, for failure to comply with the order of the Commission as described in Decision 97-06-011

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### PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

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### DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* ARBITRATOR'S REPORTS

8/15/97	A97-06-019	In the Matter of the Application of Privatenet, LLC, for arbitration of a Pole and Conduit License Agreement with Pacific Bell; <b>Draft Arbitrator's Report of Arbitrator Mattson. According to Rule 3.18 of Resolution ALJ-174 "Each party and any member of the public may file comments on the Draft Arbitrator's Report within ten days of its release. Such comments shall not exceed 20 pages."</b>
8/15/97	C95-03-057	Paula Karrison, Complainant, vs. A & P Moving, Inc., Defendant; <b>Draft Decision of ALJ Hale</b>



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**ADVICE LETTER FILINGS**

**NONE**

**MISCELLANEOUS TRANSPORTATION ITEMS**

**August 18, 1997**

*Filings with Safety and Enforcement*

8/14/97      TCP-93-A      PVV Corporation, dba American Tour and Leasing, 1420  
S. Allec Street, Anaheim, CA 92805, Tel. No. (714) 533-  
6390, application for new TCP Class A Certificate

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**ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

C96-06-030      Bushey-Pacific Bell vs. AT&T Communications of  
California, Inc., **Prehearing Conference held and  
completed**  
C97-07-007      Reed-INFONXX, Inc. vs. Pacific Bell, **hearing set for  
August 18, continued to 10 am, September 2, San  
Francisco**

**REMOVALS FROM CALENDAR**

C96-07-022      Careaga-AT&T Communications of California, Inc., vs.  
GTE California Inc., **Telephonic Prehearing  
Conference set for August 18, removed from  
calendar**  
I95-11-031      Stalder-Commission Order Instituting Invetigation,  
Richard Eugene Rake, **hearing set for August 18,  
removed from calendar**

**NEW SETTINGS**

8/28/97 ALJ Galvin Comr Conlon	10:00 am A97-06-048	<b>(PHC)</b> -Pacific Bell, for approval of changes to its capital depreciation rates <b>Commission Courtroom, San Francisco</b>
8/28/97 ALJ Galvin Cmr Conlon	11:00 am A97-06-050	<b>(PHC)</b> -GTE California Incorporated, a corporatoiin, for approval of 1998 depreciation rates, <b>Commission Courtroom, San Francisco</b>
9/11/97 ALJ Barnett	1:00 pm C97-07-056	<b>(ECP)</b> -Roger Hayward vs. Southern California Edison Company, for overbilling, <b>Municipal Museum, Second Floor Conference Room, 3580 Mission Inn Avenue, Riverside</b>
9/11/97 ALJ Barnett	1:30 pm C97-07-057	<b>(ECP)</b> -Ruth Garen vs. GTE California, for unauthorized switching of local and long distance carriers, <b>Municipal Museum, Second Floor Conference Room, 3580 Mission Inn Avenue, Riverside</b>
9/23/97 ALJ Barnett	9:30 am C97-07-055	<b>(ECP)</b> -Oliver Svenson vs. Pacific Bell, for wrongful disconnection, erroneous billing, <b>Commission Courtroom, Los Angeles</b>

#### LAW AND MOTION

*Law and Motion Hearings are held before Administrative Law Judge Steven Kotz at 9:30 am in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.*

8/19/97	9:30 am	NONE SCHEDULED
8/26/97	9:30 am	NONE SCHEDULED
9/2/97	9:30 am	NONE SCHEDULED

#### HEARINGS

*Dates in parentheses following the word "also" are subject to change without notice. the assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.*

**(PHC) = Prehearing Conference**  
**(EH) = Evidentiary Hearing**

**(OA) = Oral Argument**  
**(WS) = Workshop**

**(PPH) = Public Participation Hearing**  
**(IAM) = Initial Arbitration Meeting**  
**(M) = Mediation**

**(FPH) = Full Panel Hearing**  
**(AH) = Arbitration Hearing**

8/19/97 ALJ Garde Comr Neepser	10:00 am A97-03-029	<b>(EH)</b> -Southern California Water Company, for an order authorizing it to increase gross revenues by \$429,3000, or 15.0% in 1998, \$429,300, or 15.0% in 1999, \$429,300, or 15.0% in 2000, \$429,300, or 15.0% in 2001, in the Bay Point District, <b>Ambrose Center, 3105 Willow Pass Road, Bay Point (also for 10 am, August 20-22, Commission Courtroom, San Francisco)</b>
8/22/97 ALJ Wetzell Comr Duque	10:00 am A96-07-009	<b>(PHC)</b> -Southern California Edison Company, to adopt performance-based ratemaking and incentive-based ratemaking mechanisms as specified in D.95-12-053, as modified by D.96-01-009, with related changes in D.89-01-040, D.92549, and D.88-01-063., <b>Commission Courtroom, San Francisco (EH) for 9 am, September 16, San Francisco (also September 17, 18, and 19, San Francisco)</b>
8/22/97 ALJ Barnett Comr Neepser	11:00 am C96-12-023	<b>(EH)</b> -Dale E. Fletcher vs. Southern California Water Company, for installation of inaccurate water meters, and for excessive water service charges <b>Commission Courtroom, Los Angeles</b>
8/26/97 ALJ Weiss Comr Duque	9:30 am A91-11-010	<b>(EH)</b> -Citizens Utilities Company of California, general rate increase for water service for additional gross revenues of \$306,960 in 1992 and \$24,008 in 1993 in its Montara District, and
	C92-01-026	<b>(EH)</b> -Joan E. Briody vs. Citizens Utilities of California, to meet state standards for fire hydrants and water per hydrant in the Montara/Moss Beach area, and
	C92-02-045	<b>(EH)</b> -Point Montara Fire Protection District vs. Citizens Utilities Company of California, for failure to provide adequate water service in Seal Cove and Moss Beach Heights,
	C92-02-031	<b>(EH)</b> -Gary H. Warhaftig vs. Citizens Utilities Company, for failure to provide adequate water service in Montara, and
	C92-02-033	<b>(EH)</b> -Beverly R. and Ronald F. Garrity vs. Citizens Utilities Company, for failure to provide adequate water service in Montara, Moss Beach, and <b>(EH)</b> -Peter Dekker vs. Citizens Utilities Company of

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	C92-01-045	California, that defendant has failed to maintain an adequate quality of water supplied to its customers and must implement measures to raise the volume of water for emergency use to its fire hydrants and increase storage capacity for some n its Montara and Moss Beach areas, <b>Commission Courtroom, San Francisco</b>
8/26/97 ALJ Mattson Comr Duque	10:00 am A90-09-043 A95-12-006	(EH)-GTE Corporation, to merge into Contel Corporation and GTE becoming the parent company, and (EH)-Contel of California, to restructure intrastate rates and charges, for a general rate increase of \$45,324,000 per year, based on an overall rate of return on rate base of 12.05% for test year ending 12/31/97, and to implement a new regulatory framework for telephone service, and 196-03-021 (EH)-Commission Order Instituting Investigation into the rates, charges, service, and practices, and regulation of Contel of California, Inc., <b>Commission Courtroom, San Francisco</b>
8/26/97 ALJ Henderson Comr Bilas	2:00 pm I97-04-046	(PHC)-Commission Order Instituting Investigation into the operations and practices of Future Telephone Communications (FTC) and its officers and whether 30,000 consumers within the 818 area were assessed service charges by FTC even though they were not FTC customers, <b>Commission Courtroom, San Francisco</b>
8/27/97 ALJ Bushey Comr Duque	10:00 am A97-03-032	(EH)-Park Water Company, for authority to increase revenues by \$1,385,807, or 8.7%, in 1998, \$609,600, or 3.9%, in 1999, and \$664,211, or 4.1%, in 2000, in the Central Basin Division <b>Commission Courtroom, San Francisco (also August 28 and 29 and September 2,3, and 5, San Francisco)</b>
8/28/97 ALJ Econome Comr Bilas	9:30 am A97-03-002	(PHC)-Pacific Gas and Electric Company, for authority to revise its gas rates and tariffs to be effective 1/1/98, pursuant to D.89-12-058, D.94-07-024, and D. 95-12-053, <b>Commission Courtroom, San Francisco</b>
8/28/97 ALJ Walker Comr Bilas	10:00 am C97-06-041	(PHC)-Southern California Edison Company vs. Southern California Gas Company, for offering firm inventory services at the excessive rate, <b>Commission Courtroom, San Francisco</b>

9/3/97 ALJ Stalder Comr Neeper	9:00 am I96-09-031	<b>(EH)</b> -Commission Order Instituting Investigation into the operations and practices of Joe Burnley, Sr., dba Royal Circle Transportation, a charter- party carrier, pending A96-05-041 is consolidated for hearing and consideration, <b>Commission Courtroom, San Francisco (also September 4 and 5, San Francisco)</b>
9/3/97 ALJ Hale Comr Bilas	10:00 am C96-12-028	<b>(PHC)</b> -Gray Panthers of Santa Barbara vs.Southern California Edison Company, to restore one permanent Edison office in Santa Barbara and one in Goleta, where utility bills may be paid and where information regarding electric service is available, <b>Santa Barbara Public Library, Townley Room, Lower Level, 40 East Anapamu Street, Santa Barbara</b>
9/4/97 ALJ Bushey Comr Neeper	9:00 am R97-08-001	<b>(PHC)</b> -Commission Order Instituting Rulemaking, on the Commission 's own motion to consider adoption of rules applicable to Interexchange Carriers for the transfer of customers including establishing penalties for unauthorized transfer, <b>Commission Courtroom, San Francisco</b>
9/4/97 ALJ Econome Comr Knight Comr Bilas	9:00 am R97-04-011 I97-04-012	<b>(OA)</b> -Order Instituting Rulemaking to establish standards of conduct governing relationships between energy utilities and their affiliates, and <b>(OA)</b> -Order Instituting Investigation to establish standards of conduct governing relationships between energy utilities and their affiliates, <b>Commission Auditorium, San Francisco</b>
9/5/97 ALJ Weissman Comr Conlon	10:30 am A96-08-058	<b>(PHC)</b> -Wild Goose Storage, Inc., for a certificate of public convenience and necessity to construct facilities for gas storage operations in Butte County, <b>Commission Courtroom, San Francisco</b>
9/8/97 ALJ Bushey ComrKnight	9:00 am R94-02-003 I94-02-004	<b>(OA)</b> -Commission Order Instituting Rulemaking to establish a simplified registration process for non-dominant telecommunications firms, and <b>(OA)</b> -Commission Order Instituting Investigation to establish a simplified registration process for non-dominant telecommunications firms, <b>Commission Courtroom, San Francisco</b>
9/8/97	10:00 am	<b>(EH)</b> -Commission Order Instituting Investigation into the

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ALJ Weiss Comr Duque	I96-10-034	operations and practices of Airtrans Express Shuttle, and its partners, conducting business as a common carrier to the Los Angeles International Airport, and Order to Show cause why its operating authority should not be revoked, <b>Commission Courtroom, Los Angeles (also September 9, Los Angeles)</b>
9/10/97 ALJ Wright Comr Conlon	10:00 am A97-05-016	<b>(EH)</b> -Pacific gas and Electric Company, for authority to (I) establish its authorized rate of return on common equity, (ii) establish its authorized capital structure, and (iii) establish its overall rate of return for calendar year 1998, <b>Commission Courtroom, San Francisco (also September 11 and 12, San Francisco)</b>
9/11/97 ALJ Barnett	1:00 pm C97-07-056	<b>(ECP)</b> -Roger Hayward vs. Southern California Edison Company, for overbilling, <b>Municipal Museum, Second Floor Conference Room, 3580 Mission Inn Avenue, Riverside</b>
9/11/97 ALJ Barnett	1:30 pm C97-07-57	<b>(ECP)</b> -Ruth Garen vs. GTE California, for unauthorized switching of local and long distance carriers, <b>Municipal Museum, Second Floor Conference Room, 3580 Mission Inn Avenue, Riverside</b>
9/12/97 ALJ Barnett Comr Knight	10:00 am C97-06-035 C97-04-59	<b>(ECP)</b> -Barry Harman vs. Pacific Bell, for failure to transfer service and overbilling, and , <b>(ECP)</b> -Barry Harman vs. Pacific Bell, for violations of tariff regulation, incorrect billing, and wrongful disconnection of services <b>Commission Courtroom, Los Angeles</b>
9/16/97 ALJ Weiss Comr Duque	9:30 am A96-11-013	<b>(EH)</b> -Plantation Water Company, L.L.C., for a certificate of public convenience and necessity to operate the Meadows Management Company water system as a public utility water system in the City of Calimesa, California, and to

establish rates for service,  
**City of Yucaipa Council Chambers, Civic Center, 34272 Yucaipa Boulevard, Yucaipa (also September 17, Yucaipa); (PPH) 6:30 pm, September 16, Norton Younglove Multipurpose Senior Center, 908 Park Avenue, Calimesa**

9/17/97 9:30 am (PHC)-Pacific Gas and Electric Company, for authority to  
ALJ Econome A97-03-002 revise its gas rates and tariffs to be effective 1/1/98,  
Comr Bilas pursuant to D.89-01-040, D.90-09-089, D.91-05-029,  
D.93-12-058, D.94-07-024, and D.95-12-053,  
**Commission Courtroom, San Francisco**

9/17/97 10:00 am (EH)-Commission Order Instituting Investigation into the  
ALJ Wright I96-12-041 operations and practices of Harjit Singh dba Herry Bros..  
Comr Knight Trucking, a dump-truck carrier, that allegedly operated  
without liability insurance during a period when his permit  
was in suspension  
**Commission Courtroom, San Francisco**

9/17/97 10:00 am (EH)-Pacific Enterprises, Enova Corporation, Mineral  
ALJ Barnett A96-10-038 Energy Company, B Mineral Energy Sub, and G Mineral  
Comr Neepet Sub, for approval of a plan of merger of Pacific Enterprises  
Comr Duque and Enova Corporation with and into B Mineral Energy Sub  
(Newco Pacific Sub) and G Mineral Energy Sub (Newco  
Enova Sub), the wholly owned subsidiaries of a newly  
created holding company, Mineral Energy Company,  
**Commission Courtroom, San Francisco (also September  
18-19, 22-26, 29-30, and October 1-3 and 6-8, San  
Francisco)**

9/19/97 10:00 am (EH)-Lew A. Garbutt vs. Pacific Gas and Electric  
ALJ Patrick C96-12-005 Company, for failing to provide information regarding  
Comr Duque overhead electrical service,  
**Electric Department Conference Room, 2556 Heather  
Lane, Redding**

9/22/97 9:30 am (EH)-Pacific Bell vs. MCI Telecommunications  
ALJ Kenney C97-02-027 Corporation, for failure to remit the pay station service  
Comr Bilas charge (PSSC) to Pacific Bell for intraLATA non-sent-paid  
calls originating on Pacific Bell payphones, and for engaging  
in unfair competition by providing intraLATA service to its  
customers without imposing PSCC,  
**Commission Courtroom, San Francisco (also September**

**23-25, San Francisco**

9/22/97 10:00 am (EH)-Southern California Edison Company, for a certificate  
ALJ Stalder A89-03-026 to construct and operate a 220 kV transmission line between  
Comr Duque Kramer Substation and Victor Substation in San Bernardino  
**Commission Courtroom, San Francisco (also September  
23-26, San Francisco)**

9/22/97 2:00 pm (PPH)-California-American Water Company, for an order  
ALJ Ryerson A97-04-051 authorizing increased rates of \$1,142,700 (7.65%) in the  
Comr Neeper year 1998, \$376,200 (2.51%) in the year 1999, and  
\$317,200 (1.93%) in the year 2000, in the Los Angeles  
Division,  
**Westminster Gardens, Packard Hall, 1424 Santo  
Domingo Avenue, Duarte (also 6:30 pm, September 22,  
Inglewood Public Library Lecture Hall, 101 W.  
Manchester Boulevard, Inglewood)  
(EH) 10 am, September 23, Commission Courtroom,  
Los Angeles**

9/23/97 9:30 am (ECP)-Oliver Svenson vs. Pacific Bell, for wrongful  
ALJ Barnett C97-07-055 disconnection, erroneous billing,  
**Commission Courtroom, Los Angeles**

9/23/97 10:00 am (PHC)-California Water Service Company, for an order  
ALJ Bushey A96-12-029 authorizing California Water Service Company to form a  
Comr Duque holding company structure,  
**Commission Courtroom, San Francisco**

10/2/97 10:00 am (EH)-Nancy M. Horner and Vertec International, Inc., dba  
ALJ Bushey C96-11-029 Vitosha, Ltd. vs. GTE of California Incorporated for faulty  
Comr Neeper installation of telephone lines, failing to properly provide or  
maintain reliable and acceptable telephone services,  
inadequate customer assistance services, for improper past-  
due and late-payment charges, and failing to comply with all  
applicable PUC regulations  
**Commission Courtroom, Los Angeles (also October 3,  
Los Angeles)**

10/2/97 10:00 am (EH)-Sonia L. Gill, et al., vs Pacific Bell, for incorrect area  
ALJ Walker C96-10-023 code designations and improper toll call charges,  
Comr Duque( **Yorkville Community Center, 25400 Highway 128,  
Yorkville (also October 3, Yorkville)**



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10/3/97 ALJ Bushey Comr Neeper	8:00 am C97-06-004	<b>(EH)</b> -Fred McElhaney vs, GTE California Incorporated, for refusal to install a telephone service, <b>Commission Courtroom, San Francisco</b>
10/8/97 ALJ Walwyn Comr Duque	10:00 am A97-03-004	<b>(EH)</b> -Pacific Bell, for approval of rate reductions to offset the explicit subsidy support ordered in D.96-10-066, <b>Commission Courtroom, San Francisco (also October 9 and 10, 14-17, and 20-24, San Francisco)</b>
10/14/97 ALJ Mattson Comr Duque	9:00 am C97-03-019	<b>(EH)</b> -California Cable Television Association vs. Southern California Edison Company, for unlawful increase of pole attachment charges <b>Commission Courtroom, San Francisco (also October 15-17, San Francisco)</b>
10/14/97 ALJ Weiss Comr Conlon	9:30 am C92-04-03  C92-11-032	<b>(PHC)</b> -Castlerock Estates Inc., Bruce B. Breiholzvs. Toro Water Service, Inc., California Utilities Service, Inc., and Robert T. Adcock, for refunds of taxes and contributions for plant and facilities made in 1988, and <b>(PHC)</b> -Silverwood Estates Development Limited Partnership, vs. Alisal Water Corporation, dba Alco Water Service, <b>Commission Courtroom, San Francisco</b>
10/14/97 ALJ Galvin Comr Knight	10:00 am C95-08-063	<b>(PHC)</b> -Bruce Kennedy vs. GTE California and Pacific Bell for a realignment of GTEC and Pacific Bell services territory boundary on Hutchinson Road in Felton, <b>Commission Courtroom, San Francisco (also October 15, San Francisco)</b>
10/21/97 ALJ Ryerson Comr Duque	10:00 am I96-04-023	<b>(PHC)</b> -Commission Investigation into the operations and practices of David M. Espinoza, dba David Espinoza Trucking, immediately suspends agricultural carrier permit for non-compliance with California Highway Patrol and Department of Motor Vehicle regulations, and Order to Show Cause as to whether the permit should be revoked, <b>Commission Courtroom, San Francisco (also October 22, San Francisco)</b>
10/27/97 ALJ Bennett Comr Neeper	9:00 am I97-04-045	<b>(EH)</b> -Commission Order Instituting Investigation into the operations and practices of Brittan Communications International, Inc., to determine whether the entity unlawfully switrced subscribers' primary interexchange carrier without the subscriber's authorizaytion in violation

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		of Public Utilities Code Section 2889.5, <b>Commission Courtroom, San Francisco (also October 28-31, San Francisco)</b>
10/27/97 ALJ Bushey Comr Neeper	9:00 am I97-04-044	(EH)-Commission Order Instituting Investigation into the operations and practices of L.D. Services, doing business as Long Distance Services, to determine whether the entity unlawfully switched subscribers' primary interexchange carrier without the subscriber's authorization, in violation of Public Utilities Code Section 2889.5, <b>Commission Courtroom, San Francisco (also October 28-31, San Francisco)</b>
10/31/97 ALJ Ryerson Comr Bilas	10:00 am C97-06-005	(PHC)-Gloria Jean Smith vs. Pacific Gas and Electric Company, for non-compliance with its originally estimated costs of installation of services, <b>Council Chambers, Town Hall, 549 Main Street, Placerville</b>
11/3/97 ALJ Gottstein Comr Neeper	9:00 am A97-05-002	(EH)-San Diego Gas & Electric Company, for authority to increase its gas and electric revenue requirements to reflect its accomplishments for demand-side management program years 1994, 1995, and 1996, in the 1997 annual earnings assessment proceeding, and
	A97-05-004	(EH)-Southern California Edison Company, for approval of demand-side management shareholder incentives for 1996 program year accomplishments and the second installment of shareholder incentives for the 1994 and 1995 program years, and
	A97-05-005	(EH)-Pacific Gas and Electric Company, for approval of demand-side management shareholder incentives for 1996 program year accomplishments and second claim for incentives for 1995 and some 1994 program year accomplishments, and
	A97-05-026	(EH)-Southern California Gas Company, for authority to increase its gas revenue requirements to reflect its accomplishment for demand-side management program years 1994, 1995, and 1996 in the 1997 annual earnings assessment proceeding,

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11/19/97	9:30 am	<b>Commission Courtroom, San Francisco (also November 4-7, and 12-14, San Francisco)</b>
ALJ Garde	A97-01-029	<b>(PHC)-San Diego Metropolitan Transit Development Board (MTDB) and City of San Diego (city), for authority to construct an at-grade crossing of two light-rail transit tracks and two freight intercity/commuter rail tracks at Vine Street in the City of San Diego, San Diego County,</b>
Comr Neeper		<b>State Office Building, Office of Administrative Hearings, Room 6022, 1350 Front Street, San Diego</b>
12/1/97	10:00 am	<b>(PHC)-The City of Vernon vs. The Atchison, Topeka and Santa Fe Railway, for non-compliance with zoning,</b>
ALJ Careaga	C96-01-019	<b>Commission Courtroom, San Francisco (also December 2 and 3, San Francisco)</b>
Comr Neeper		

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#### **NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING**

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting". The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.***

**NONE FILED**

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#### **NOTICE OF EX PARTE COMMUNICATIONS**

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

- 8/14/97      A97-05-002      San Diego Gas and Electric Company, for authority to increase its gas and electric revenue requirements to reflect its accomplishments for demand-side management program years 1994, 1995, and 1996 in the 1997 annual earnings assessment proceeding
- A97-05-004      Southern California Edison Company, for approval of demand-side management shareholder incentives for 1996 program year accomplishments and the second installment of shareholder incentives for the 1994 and 1995 program years
- A97-05-005      Pacific Gas and Electric Company, for approval of demand-side management shareholder incentives for 1996 program year accomplishments and second claim for incentives for 1995 and some 1994 program year accomplishments
- A97-05-006      >Pacific Gas and Electric Company, for: (1) Authority to reduce rates effective 1/1/98; (2) authority to sell or assign transition property to one or more financing entities;(3) authority to service rate reduction bonds on behalf of financing entities; (4) authority to establish charges sufficient to recover fixed transition amount

**Summary:** On August 11, 1997, Annette Beitel, attorney, Pacific Gas and Electric Company (PG&E), spoke with ALJ Meg Gottstein. Beitel stated that the purpose of PG&E's request that the 1997 AEAP decision be effective on 1/1/98 even if the decision is not issued until after that date, is to enable PG&E to recognize estimated incentive earnings as shareholder earnings starting 1/1/98. Beitel stated that as an alternative, PG&E could recognize estimated incentive earnings starting 1/1/98 if the Commission authorized PG&E to include an estimate of CEE incentive revenue in rates starting 1/1/98. Beitel further stated that under Generally Accepted Accounting Principles, PG&E would not be permitted to recognize estimated incentive revenues starting 1/1/98 if the Commission only authorized PG&E to track estimated incentive revenues in a tracking account. Beitel stated that it would be reasonable for the Commission to rule that the 1997 AEAP electric revenue change be treated in a manner that is consistent with the electric restructuring proceeding, OIRT 94-04-031/OII 94-04-032.

**Filer: Pacific Gas and Electric**

**Contact: Heidi Holzhauser**

**Phone: (415) 972-5611**

- 8/15/97      R95-04-043      Rulemaking on the Commission's own motion into competition for local exchange service, and
- I95-04-044      Investigation on the Commission's own motion into competition for local exchange service.

**Summary:** On August 14, 1997, Richard Nelson, Government Relations Director for AirTouch Cellular (AirTouch), spoke with Jose Jimenez, advisor for Cmmr. Conlon, in San

Francisco. Nelson stated that he was concerned that the integrity of the code relief planning process was being jeopardized by the Commission's involvement with the industry planning process for code relief. Nelson stated that a recent ALJ ruling directing that a three-way geographic area code split be considered for the 310 area after the industry group had rejected this alternative by a 14 to 10 vote undermines the long established industry code relief planning process. Nelson stated that seven other alternatives also failed to receive a simple majority vote. Nelson stated that he would forward a copy of an Emergency Motion to Rescind ALJ's Ruling Regarding 310 NPA Relief (attached to the Notice).

**Filer: AirTouch**

**Contact: Michelle Watts**

**Phone: (415) 658-2461**

**Summary:** On August 12, 1997, Jim Callaway Public Affairs President for Pacific Bell (PacBell), spoke with Cmmr. Conlon, in San Francisco. Callaway stated that PacBell would be filing for rehearing of D9708059 as well as requesting a stay of that decision. Callaway stated that if the Commission failed to grant PacBell's requests it would seek further legal remedies.

**Filer: Pacific Bell**

**Contact: Lila Tam**

**Phone: (415) 542-9268**

**Summary:** On August 12, 1997, Jim Callaway Public Affairs President for Pacific Bell (PacBell), met with Cmmr. Knight, in San Francisco. Callaway stated that PacBell would be filing for rehearing of D9708059 as well as requesting a stay of that decision. Callaway stated that if the Commission failed to grant PacBell's requests it would seek further legal remedies.

**Filer: Pacific Bell**

**Contact: Lila Tam**

**Phone: (415) 542-9268**

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