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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 Wednesday, September 10, 1997**

- Regular Commission Meetings
  - Notices
  - Subscription Information (Daily Calendar and Agenda)
  - 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
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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.

### REGULAR COMMISSION MEETINGS

September 24, 1997	10:00 a.m.	San Francisco
October 9, 1997	10:00 a.m.	San Francisco
October 22, 1997	10:00 a.m.	San Francisco

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### ORDER OF DISMISSAL

This was a proceeding initiated to change the basis for charges used in Distance Table 8 from constructive miles to postal zip code areas. A review of our files indicates that the last docket entry in this proceeding was a proposed decision by retired Administrative Law Judge Lemke filed on November 4, 1988. There have been no formal inquiries as to the status of this matter.

It is clear that the material in this record is now stale and should not be used for a current decision. Therefore, we shall dismiss this proceeding without prejudice.

#### **Findings of Fact**

1. The most recent docket entry in this proceeding is a proposed decision filed on November 4, 1988.
2. There have been no formal inquiries about this matter.

#### **Conclusions of Law**

1. The information contained in this proceeding is stale.
2. This proceeding should be dismissed without prejudice.

#### **IT IS ORDERED** that:

1. Case 5437, Petition 326 is dismissed without prejudice.
2. This proceeding is closed.

This order is effective today.

Dated September 3, 1997, at San Francisco, California.

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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.***

***Relocation of Tariffs***

Tariffs in the Telecommunications Division will not be available on September 12, 1997 for review.

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**SUBSCRIPTION INFORMATION**

***Subscription Notice for Draft Agenda Items***

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003; 505 Van Ness Avenue; San Francisco, CA 94102; or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and the following field offices: El Centro, Eureka, Sacramento and San Bernardino. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above.

*Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.*

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

**Subscription Notice for Daily Calendar and/or Agenda**

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003; 505 Van Ness Avenue; San Francisco, CA 94102; or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

**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	Chico 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>
10/10/97, 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**

September 10, 1997 10 am - 4 pm With a working lunch (A brief break will be called prior to lunch)	Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b>
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The Low Income Governing Board will meet to discuss the following agenda items: review meeting minutes, discuss legal issues, budget planning, schedule/plan for September 19 filing, components of the critical path, advisory committee update, the RFQ for Technical Consultants, 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**

September 11, 1997 9:30 am - 3:30 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b>
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The Equipment Program 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 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

September 11, 1997 9:30 am - 4 pm and September 12, 1997 8:30 am - 3:30 pm	PG&E Energy Center 851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b>
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The California Board for Energy Efficiency will meet on September 11 to discuss the Board's September 16 report and utility October 1 filings; technical consultant and Technical Advisory Committee reports, and any required Board coordination with or input to other Commission proceedings, and on September 12, will review the draft utility October 1 filings on 1998 program plans and discuss other transition issues. The contact person is Nancy Licht of Wm Nesbit & Associates (707) 523-1663.

**Public Meeting**

September 16, 1997 10 am - 4 pm	Pacific Gas and Electric Company Energy Center 851 Howard Street
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	(1 block west of the Moscone Center) <b>San Francisco</b>
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The Low Income Governing Board will meet to discuss the following agenda items: review meeting minutes, discuss legal issues, budget planning, finalize items for September 19 filing, update on the advisory committee, update on the RFQ for Technical Consultants, 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.

**Workshop Notice**

September 16, and 17, 1997 9:30 am - 4:00 pm (Additional days will be scheduled if needed)	California Public Utilities Commission 505 Van Ness Avenue Training Room <b>San Francisco</b>
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The Energy Division will hold a workshop to discuss PG&E's Advice Letter (A.L.) 1692-E, Edison's A.L 1245-E and SDG&E's A.Ls 1041-E and 1042-E, which were filed pursuant to Decision (D.) 97-08-056 in the Cost Separation/Unbundling Proceeding. These A.Ls contain changes to the existing tariffs. The workshop is open to the public and is wheelchair accessible. For more information, please contact Maryam Ebke at (415) 703-2575.

**Public Meeting**

September 17, 1997 9:30 am - 4 pm	Pacific Gas and Electric Company Energy Center 851 Howard Street <b>San Francisco</b>
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The California Board for Energy Efficiency will meet to discuss the utility 1998 program plans, the Board's September 16 report, other transition issues, and reports from or direction to the technical consultants and Technical Advisory Committee. The contact people is Nancy Licht of Wm. Nesbit & Associates (707) 522-1457.

**Public Meeting**

September 17, 1997 Lottery begins 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 area codes pursuant to the provisions of D96-09-087. Applications for NXXs should be submitted to the California Code Administrator prior to close of business September 9, 1997. For information on the lottery process, call (415) 703-5331. 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**

September 17, 1997 1:30 am - 4 pm	California Public Utilities Commission 505 Van Ness Avenue Room 3204 <b>San Francisco</b>
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The Universal Lifeline Telephone Service Administrative Committee will hold its regularly scheduled monthly meeting to approve the payment of telephone claims, and review administrative expenses, discuss the implications of the Federal ULTS program, and other administrative matters. 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**

September 17, 1997 9 am - 5 pm	5550 Kearny Mesa Road <b>San Diego</b>
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The Administrative Committee of the Electric Education Trust (EET) meets to consider startup documents (bylaws, conflict-of-interest and reimbursement rules, a trust agreement, etc.), the purpose and scope of EET activities, a budget, a work plan, monthly reports, forming and staffing the trust, contracts for consultants, administrative and legal services, design of a community-based education and outreach effort, development of materials, coordination with the Joint Consumer Education Plan and CPUC staff outreach activities, and other related matters. The contact person is William R. Schulte at (415) 703-2349.

**Public Meeting**

September 17, 1997 6:30 pm - 8:30 pm and September 18, 1997 6:30 pm - 8:30 pm	6655 DeForest Park <b>Long Beach</b> and Simms Park 16614 S. Clark Ave., Room #6 <b>Bellflower</b>
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The Energy Division will be conducting two Environmental Impact Report (EIR) Scoping Meetings for the proposed Santa Fe Pacific Pipeline Carson to Norwalk Pipeline. The purpose of these meetings is to solicit comments from interested parties to ensure that the EIR addresses concerns of the public, affected agencies and interested parties. The proposed construction of a 13-mile pipeline would traverse portions of the Cities of Carson, Long Beach, Bellflower, Cerritos, Norwalk, and some of Los Angeles County land. The Energy Division contact person is Moises Chavez at (415) 703-1851.

**Workshop Notice**

September 18, 1997 9 am -5 pm	California Public Utilities Commission 505 Van Ness Avenue Auditorium <b>San Francisco</b>
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The Telecommunications Division will hold a workshop to discuss the designation of Eligible Telecommunications Carriers (ETCs) according to the Federal Communications Commission's recently adopted universal service rules. ETC status is a prerequisite to the receipt of federal high cost, low income and most rural health care universal service support. It is the California Public Utilities Commission's (CPUCs) role to designate ETCs in California.

If you have any questions, please notify Zenaida Tapawan-Conway (415) 703-1458, fax (415) 703-4405, e-mail ztc@cpuc.ca.gov or Brian Roberts at (415) 703-2334, fax (415) 703-4405 e-mail bpr@cpuc.ca.gov of the Telecommunications Division. The Commission's policy is to hold workshops in locations that are accessible to people with disabilities. If specialized accommodations are needed, please call the Public Advisor at (415) 703-2074 or TDD # (415) 703-2032 no later than September 12, 1997.

**Public Meeting**

September 18, 1997 9:30 am - 4 pm	Pacific Gas and Electric Company Energy Center 851 Howard Street <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 and other transition issues, and review and discuss the utility 1998 program plans. The contact people is Nancy Licht of Wm. Nesbit & Associates (707) 522-1457.

**Public Meeting**

September 18, 1997 9 am - 5 pm	5550 Kearny Mesa Road <b>San Diego</b>
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The Administrative Committee of the Electric Education Trust (EET) meets to consider startup documents (bylaws, conflict-of-interest and reimbursement rules, a trust agreement, etc.), the purpose and scope of EET activities, a budget, a work plan, monthly reports, forming and staffing the trust, contracts for consultants, administrative and legal services, design of a community-based education and outreach effort, development of materials, coordination with the Joint Consumer Education Plan and CPUC staff outreach activities, and other related matters. The contact person is William R. Schulte at (415) 703-2349.

**Public Meeting**

September 25, 1997 10 am - 4 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b>
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This is a special session: DDTP 1998 Budget Review. 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 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

<i>September 26, 1997 10 am - 4 pm</i>	<i>California School of Professional Psychology 6160 Cornerstone Court East Room 200-201 <b>San Diego</b></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 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend. [Call DDTP to obtain directions to CSPP/San Diego]

**Public Meeting**

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

**Public Meeting**

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

**Public Meeting**

<p><i>October 7, 1997</i> <i>10 am - 4 pm</i></p>	<p><i>Deaf and Disabled Telecommunications Program</i> <i>1939 Harrison Street</i> <i>DDTP Conference Room, Suite 555</i> <b><i>Oakland</i></b></p>
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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 Sara Brucker at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

<p><i>October 9, 1997</i> <i>9 am - 5 pm</i></p>	<p><i>California Public Utilities Commission</i> <i>505 Van Ness Avenue</i> <i>Room 2204</i> <b><i>San Francisco</i></b></p>
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The Administrative Committee of the Electric Education Trust (EET) meets to complete its October 15 report to the Commission (including bylaws, conflict-of-interest and reimbursement rules, a trust agreement, a budget and a work plan). It will also consider the purpose and scope of EET activities, forming and staffing the trust, hiring consultants, obtaining administrative and legal services, designing a community-based education and outreach effort, developing materials, coordinating with the Joint Consumer Education Plan and CPUC staff outreach activities, and related matters. The contact person is William R. Schulte at (415) 703-2349.

**Public Meeting**

<p><i>October 9, 1997</i> <i>9:30 am - 3:30 pm</i></p>	<p><i>Deaf and Disabled Telecommunications Program</i> <i>1939 Harrison Street</i> <i>DDTP Conference Room, Suite 555</i> <b><i>Oakland</i></b></p>
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The Equipment Program 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 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

<p>October 10, 1997 9 am - 5 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue Room 5305 <b>San Francisco</b></p>
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The Administrative Committee of the Electric Education Trust (EET) meets to complete its October 15 report to the Commission (including bylaws, conflict-of-interest and reimbursement rules, a trust agreement, a budget and a work plan). It will also consider the purpose and scope of EET activities, forming and staffing the trust, hiring consultants, obtaining administrative and legal services, designing a community-based education and outreach effort, developing materials, coordinating with the Joint Consumer Education Plan and CPUC staff outreach activities, and related matters. The contact person is William R. Schulte at (415) 703-2349.

**Public Meeting**

<p>October 17, 1997 1:30 pm - 4:00 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue Room 3204 <b>San Francisco</b></p>
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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**

<p>October 24, 1997 10 am - 4 pm</p>	<p>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b></p>
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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 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**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**

9/8/97	A97-09-005	Access Point, Inc., for registration as an interexchange carrier telephone corporation
9/8/97	A97-09-006	NTI Telecom, Inc., for registration as an interexchange carrier telephone corporation
9/8/97	A97-09-007	Infolink Communications, LTD., for registration as an interexchange carrier telephone corporation

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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

8/29/97	A97-01-036	Jensen Water Company, and Cabazon County Water District, for authority to sell the Jensen Water Company water system to Cabazon County Water District; <b>Petition for modification of D. 97-06-030 by Jensen Water Company, and Cabazon County Water District</b>
9/2/97	A96-10-008	Sprint Communications Company L.P., for a certificate of public convenience and necessity to operate as a competitive local carrier providing both facilities-based and

		resold local exchange service; <b>Petition for Modification of D97-08-045 by Sprint Communications Company L.P</b>
9/8/97	A96-12-009	Pacific Gas and Electric Company, to identify and separate components of electric rates effective January 1, 1998, and
	A96-12-011	San Diego Gas and Electric Company, for authority to unbundle rates and products, and
	A96-12-019	Southern California Edison Company, proposing the functional separation of cost components for energy, transmission and ancillary services, distribution, public benefit programs and nuclear decommissioning, to be effective 1/1/98 in conformance with D95-12-036 as modified by D96-01-009, the 6/21/96 ruling of assigned Commissioner Duque, D96-10-074, and AB 1890; <b>Application for rehearing of D. 97-08-056 by Pacific Gas and Electric Company</b>
9/8/97		<b>Application for rehearing of D. 97-08-056 by Southern California Edison Company</b>
9/8/97		<b>Petition for modification of D. 97-08-056 by Pacific Gas and Electric Company</b>
9/8/97	R95-04-043	Commission Order Instituting Rulemaking on the Commission's Own Motion Into Competition For Local Exchange Service, and
	I95-04-044	Commission Order Instituting Investigation on the Commission's Own Motion Into Competition For Local Exchange Service; <b>Application for rehearing of D. 97-08-059 by MFS Intelenet of California, Inc.</b>

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

9/9/97	A97-06-019	In the Matter of the Application of Privatenet, LLC, for arbitration of a Pole and Conduit License Agreement with Pacific Bell; Final Arbitrator's Report of Arbitrator Mattson
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**ADVICE LETTER FILINGS**

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1889) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

08/04/97	Telecom 9	WESTINGHOUSE COMMUNICATIONS, Introduce new Residential Services and associated Calling Cards <b>(effective TBD)</b>
08/22/97	Energy 553-A	SOUTHWEST GAS CORPORATION, Supplements A.L.No.553, The purpose of this is to revise Southwest's tariffs to comply with recently adopted Commission rules that exempt from public inspection certain contracts. <b>(effective TBD)</b>
08/27/97	Energy 2622	SOUTHERN CALIFORNIA GAS COMPANY, Collection NCO Shortfall Memorandum Account to Record the Revenue Shortfall resulting from stay granted in D.97-08-062. <b>(effective TBD)</b>
08/28/97	Energy 2034G	PACIFIC GAS & ELECTRIC COMPANY, Posts revised rates for Schedules G-CSP, G-EPO and G-SUR PG&E Monthly Gas Price filing. <b>(effective TBD)</b>
08/28/97	Telecom 1-A	PEOPLE LINK BY TCI (TCI TELEPHONY), Supplements A.L.No.1, Initial filing per d.96-10-064 <b>(effective TBD)</b>
08/28/97	Telecom 2	PEOPLE LINK BY TCI (TCI TELEPHONY), Comply with CNEP rules per D.96-04-049 <b>(effective TBD)</b>
08/29/97	Energy 5-A	MOBIL PACIFIC PIPELINE COMPANY, Supplements A.L.No.5, Mobil Pacific Pipeline Company hereby files tariffs that reflect the purchase of the Ellwood System Line 96, Santa Barbara County from FourCorners Pipeline Company by MPPL. <b>(effective TBD)</b>
08/29/97	Energy 6	MOBIL PACIFIC PIPELINE COMPANY, Mobil Pacific Pipeline Company submits for filing an original plus five copies of its A.L. No. 6 and Supplement No 1 to Tariff

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		CAL.P>U.C. No. 3 and Supplement No. 1 to Tariff CAL P.U.C. No. 4. ( <b>effective TBD</b> )
09/02/97	Energy 1248E	SOUTHERN CALIFORNIA EDISON COMPANY, Revisions to the Non-Disclosure Agreement for Schedules RTP-3 and RTP-3-GS Pursuant to Resolution E-3487. ( <b>effective TBD</b> )
09/02/97	Energy 2623	SOUTHERN CALIFORNIA GAS COMPANY, CARE Pilot Program Final Report and Request to Continue Up-Front Income Verification. ( <b>effective TBD</b> )
09/04/97	Energy 2035G	PACIFIC GAS & ELECTRIC COMPANY, Agreement for Gas Service to City of Alameda-former Naval Air Station. ( <b>effective TBD</b> )
09/04/97	Energy 2623-A	SOUTHERN CALIFORNIA GAS COMPANY, Supplements A.L.No.2623, CARE Pilot Program Final Report and Request to Continue Up-Front Income Verification. ( <b>effective TBD</b> )
09/04/97	Energy 2624	SOUTHERN CALIFORNIA GAS COMPANY, Retail and Wholesale Core Subscription Procurement & Reservation Charges for September 1997. ( <b>effective TBD</b> )
09/04/97	Energy 2625	SOUTHERN CALIFORNIA GAS COMPANY, Core Monthly Pricing Revision Per Decision 96-08-037 for September 1997. ( <b>effective TBD</b> )
09/04/97	Telecom 1160	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Introduce an amended service contract for Accunet spectrum of Digital Services ( <b>effective TBD</b> )
09/04/97	Telecom 1161	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Introduce a service contract for Accunet Spectrum of Digital Services ( <b>effective TBD</b> )
09/04/97	Telecom 1162	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Introduce an amended service contract for Accunet Spectrum of Digital Services, Accunet T1.5 and Accunet T45 services ( <b>effective TBD</b> )
09/04/97	Telecom 11	COX CALIFORNIA TELCOM, INC., Clarify tariff language regarding service offerings, revise text and

		reducing rates associated with residential and business services ( <b>effective TBD</b> )
09/04/97	Telecom 12	COX CALIFORNIA TELCOM, INC., Increase the residential combination service rate for additional telephone lines after the first two, add a new service for unlisted telephone numbers, and enumerating the specific terms and rates for the Commission mandated E911 surcharge ( <b>effective TBD</b> )
09/04/97	Telecom 2	FONETEL (AMERICAN TELCOM INC.), Add new surcharge for Teleconnect Fund ( <b>effective TBD</b> )
09/04/97	Telecom 19009	PACIFIC BELL, Remove expired promotions ( <b>effective TBD</b> )
09/04/97	Telecom 19010	PACIFIC BELL, Provide the offering of 12 strands of 62.5 micron core multimode fiber ( <b>effective TBD</b> )
09/04/97	Telecom 19011	PACIFIC BELL, Provide the offering of 24 strands of 62.5 micron core multimode fiber ( <b>effective TBD</b> )
09/04/97	Telecom 3	PEOPLE LINK BY TCI (TCI TELEPHONY), Officer's Certificate required by D.96-10-064 ( <b>effective TBD</b> )
09/04/97	Telecom 220	SIERRA TELEPHONE COMPANY, INC., Adjustment of Utilities Income Limit ( <b>effective TBD</b> )
09/05/97	Telecom 8553	GTE CALIFORNIA INCORPORATED, Interconnection Agreement with MCI Metro ( <b>effective TBD</b> )
09/05/97	Telecom 4	MICROWAVE SERVICES, INC., Introduction of Toll Free Calling and Calling Card Services ( <b>effective TBD</b> )

### ADVICE LETTER PROTESTS

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1889) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

08/29/97	Energy 2609	SOUTHERN CALIFORNIA GAS COMPANY, Implementation of PBR Decision. Late filed protest by WMA.
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09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by California State University and College.
09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by Department of General Services..
09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by Office of Ratepayer Advocates..
09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by Calpine Corporation.
09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by Miltin L. Grinstead.
09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by Energy, Minerals and Natural Res. Depart.
09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by The Stat.Land Off. of the Stat. of N.M..
09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by NorAM Energy Management, Inc..
09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by Southern California Edison Co..
09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by The City of Redding.
09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by So. Cal. Ut. Po. Pool/Irrig. Dist..
09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by Enron Capital & Trade Resources (Enron).

09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by Wild Goose Storage Inc..
09/02/97	Energy 2031G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement. Late filed protest by The University of California.
09/02/97	Energy 2032G	PACIFIC GAS & ELECTRIC COMPANY, Gas Accord Settlement Core Transport and Core Procurement incentive Mechanism. Late filed protest by NorAm Energy Management Inc.,.
09/03/97	Energy 2617	SOUTHERN CALIFORNIA GAS COMPANY, Implementation of PGR Decision. Protest by Office of the Ratepayer Advocates..
09/04/97	Energy 1051G	SAN DIEGO GAS & ELECTRIC COMPANY, PBR Final Performance Report for 1996. Late filed protest by Office of Ratepayer Advocates..
09/04/97	Energy 2617	SOUTHERN CALIFORNIA GAS COMPANY, Implementation of PGR Decision. Protest by Southern California Edison..
09/04/97	Energy 1036E	SAN DIEGO GAS & ELECTRIC COMPANY, PBR Final Performance Report for 1996. Late filed protest by Office of Ratepayer Advocates..
09/04/97	Energy 1692E	PACIFIC GAS & ELECTRIC COMPANY, Submits revised tariffs in compliance with Decision 97-08-056. Protest by Enron.
09/04/97	Energy 1692E	PACIFIC GAS & ELECTRIC COMPANY, Submits revised tariffs in compliance with Decision 97-08-056. Protest by Western Mobilehome Parkowners Ass..
09/04/97	Energy 1692E	PACIFIC GAS & ELECTRIC COMPANY, Submits revised tariffs in compliance with Decision 97-08-056. Protest by Office of Ratepayer Advocates.
09/05/97	Energy 1692E	PACIFIC GAS & ELECTRIC COMPANY, Submits revised tariffs in compliance with Decision 97-08-056. Late filed protest by NASA-AMES RESEACH

CENTER.

09/08/97      Energy 2618      SOUTHERN CALIFORNIA GAS COMPANY,  
Submission of UEG Non-Volumetric Gas Transportation  
Contract. Late filed protest by CCC/Watson.

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**MISCELLANEOUS TRANSPORTATION ITEMS**

**September 10, 1997**

Filings with Safety and Enforcement

NONE

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**ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

I96-10-034      Weiss-Commission Order Instituting Investigation into  
the operations and practices of Airtrans Express Shuttle,  
**Evidentiary Hearing held and no report given**

A96-09-028      Weissman-Pacific Gas and Electric Company,  
**Prehearing Conference held and completed**

A97-05-011      Weissman-PacifiCorp, for approval of transmission plan,  
and related matters, **Prehearing Conference held and  
completed**

C97-07055      Barnett-Oliver Svenson vs. Pacific Bell, **ECP previously  
removed from calendar, reset for September 12,  
Commission Courtroom, Los Angeles**

A96-10-038      Barnett-Joint Application of Pacific Enterprises, **Law  
and Motion Hearing held and completed**

**REMOVALS FROM CALENDAR**

NONE

**NEW SETTINGS**

NONE

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### 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.

9/10/97	2:00 pm R93-04-003 I93-04-002	Commission Order Instituting Rulemaking on the Commission's own motion to govern open access to bottleneck services, etc., and related matter, <b>Renewal of Motion by AT&amp;T Communications of California, Inc., (U 5002 C) for Protective Order Regarding TICM Discovery, ALJ A. Kirk McKenzie, Presiding</b>
9/16/97	9:30 am	NONE SCHEDULED
9/23/97	9:30 am	NONE SCHEDULED
9/30/97	9:30 am	NONE SCHEDULED

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### 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**

**(PPH) = Public Participation Hearing**

**(IAM) = Initial Arbitration Meeting**

**(M) = Mediation**

**(OA) = Oral Argument**

**(WS) = Workshop**

**(FPH) = Full Panel Hearing**

**(AH) = Arbitration Hearing**

9/10/97	9:00 am	<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, and
ALJ Bushey	R97-08-001	
Comr Neeper		
	I97-08-002	<b>(PHC)</b> -Commission Order Instituting Investigation 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>
9/10/97 ALJ Wright Comr Conlon	10:00 am A97-05-016	(EH)-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>
9/10/97 ALJ Stalder Comr Conlon	1:00 pm A95-08-038	(PHC)-San Jose Water Company, for authority to increase rates by \$3,867,000 or 4.16% in 1995; \$4,348,000 or 4.43% in 1996; and \$1,713,000 or 1.67% in 1997, in Los Gatos, Saratoga, Monte Sereno, Campbell, portions of San Jose, Cupertino and Santa Clara, and in territory within the County of Santa Clara surrounding and adjacent in these municipalities, <b>Commission Courtroom, San Francisco</b>
9/12/97 ALJ Barnett Comr Bilas	9:30 am C97-07-055	(ECP)-Oliver Svenson vs. Pacific Bell, for wrongful disconnection, erroneous billing, <b>Commission Courtroom, Los Angeles</b>
9/12/97 ALJ Mattson Comr Bilas	9:30 am C97-01-013	(EH)-Bill Langworthy, et al. vs. Calavaras Telephone Company and Pacific Bell, for discriminatory telephone billing practices, <b>Old Courthouse, Second Floor, 30 North Main Street, San Andreas</b>
9/12/97 ALJ Barnett Comr Knight	10:00 am C97-06-035 C97-04-059	(ECP)-Barry Harman vs. Pacific Bell, for failure to transfer service and overbilling, and, (ECP)-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	(EH)-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,

		<b>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</b>
9/16/97 ALJ Stalder Comr Duque	10:00 am C97-08-042	<b>(ECP)</b> -Patrick J. Byington vs. Pacific Gas and Electric Company, for improper billing in the amount of \$2,575.99, <b>Tuolumne Utility District, 13144 Mono Way, Sonora</b>
9/16/97 ALJ Barnett Comr Conlon Comr Knight Comr Neeper	10:00 am A91-05-050	<b>(PHC)</b> -Southern California Edison Company, for authority to revise its electric rates under the energy cost adjustment clause, major additions adjustment billing factor, electric revenue adjustment billing factor, and low-income surcharge, for rate increase of \$214.4 million effective 1992, and
	A92-05-047	<b>(PHC)</b> -Southern California Edison Company, for authority to revise its energy cost adjustment billing factors, its electric revenue adjustment billing factor, its low-income rate assistance, and its base rate levels, effective 1/1/93, and for authority to revise its energy reliability index and avoided capacity cost pricing , and for review of the reasonableness of Edison's operations during the period from 4/1/92 through 3/31/92, and
	A93-05-044	<b>(PHC)</b> Southern California Edison Company, for authority to revise its energy cost adjustment billing factors, its electric revenue adjustment billing factor, its low-income rate assistance, and its base rate levels, effective 1/1/94, authority to revise the energy reliability index and avoided capacity cost pricing, and for review of the reasonableness of Edison's operations during the period from 4/1/92 through 3/31/93, and
	A94-05-044	<b>(PHC)</b> -Southern California Edison Company, for authority to revise its energy cost adjustment billing factors, its electric revenue adjustment billing factor, its LIRA, and its base rate levels effective 1/1/95, for a total increase of \$312.3 million, revise the energy reliability index and avoided capacity cost pricing, and review of the reasonableness of Edison's operations during the period from 4/1/93 through 3/31/94, and
	A95-05-049	<b>(PHC)</b> - Southern California Edison, for authority to revise its energy cost adjustment bill factors, its electric revenue adjustment billing factors, its low income rate

		assistance, and its base rate levels effective 1/1/96, to revise the incremental energy rate, the energy reliability index, and avoidable capacity cost pricing, etc., <b>Commission Courtroom, San Francisco</b>
9/17/97 ALJ Econome Comr Bilas	9:30 am A97-03-002	<b>(PHC)</b> -Pacific Gas and Electric Company, for authority to revise its gas rates and tariffs to be effective 1/1/98, 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, <b>Commission Courtroom, San Francisco</b>
9/17/97 ALJ Wright Comr Knight	10:00 am I96-12-041	<b>(EH)</b> -Commission Order Instituting Investigation into the operations and practices of Harjit Singh dba Herry Bros.. Trucking, a dump-truck carrier, that allegedly operated without liability insurance during a period when his permit was in suspension, <b>Commission Courtroom, San Francisco</b>
9/17/97 ALJ Barnett Comr Neeper Comr Duque	10:00 am A96-10-038	<b>(EH)</b> -Pacific Enterprises, Enova Corporation, Mineral Energy Company, B Mineral Energy Sub, and G Mineral Sub, for approval of a plan of merger of Pacific Enterprises 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, <b>Commission Courtroom, San Francisco (also September 18-19, 22-26, 29-30, and October 1-3 and 6-8, San Francisco)</b>
9/18/97 ALJ Rosenthal Comr Neeper	10:00 am A97-05-015	<b>(EH)</b> -In Parviz Karmozd and Executive Ride, Inc., for In Parviz Karmozd to acquire and Executive Ride, Inc. to transfer a passenger stage certificate of public convenience and necessity and certain other assets, pursuant to Section 851 et seq. of the California Public Utilities Code, <b>State Building, 1350 Front St., Room B-109, Commission Courtroom, San Diego</b>
9/18/97 ALJ Wetzell Comr Duque	10:00 am A96-07-009  A96-07-018	<b>(EH)</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, and <b>(EH)</b> -Pacific Gas and Electric Company, for approval of

proposed hydroelectric/geothermal performance-based ratemaking (PBR) mechanisms, effective 1/1/98, and to change electric revenue requirements subject to PBR, also effective 1/1/98 (Pacific Gas and Electric Company's hydroelectric/geothermal generation revenue requirements for 1998),  
**Commission Courtroom, San Francisco (also September 19, 22 and 23, San Francisco)**

9/18/97 1:00 pm (PHC)-Southwest Gas Corporation, to modify the terms and conditions of the certificate of public convenience and necessity granted in D.95-04-075, to provide natural gas service in areas of El Dorado, Nevada, and Placer Counties,  
 ALJ Wright A97-07-015  
 Comr Duque  
**Commission Courtroom, San Francisco**

9/19/97 10:00 a.m. (PHC)-Gregory McCord, dba On the Move, for a certificate of public convenience and necessity to operate as a passenger stage to transport passengers, primarily children, between designed points in Marin, San Francisco, Contra Costa and Alameda, Solano, and Napa Counties,  
 ALJ Garde A96-09-027  
 Comr Duque  
**Commission Courtroom, San Francisco**

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

9/19/97 1:00 pm (PHC)-Renette King vs. Pacific Bell, for improper filing, crossed line, etc.,  
 ALJ Ryerson C97-05-040  
 Comr Duque  
**Council Chambers, Cerritos City Hall, 18125 Bloomfield Avenue, Cerrito**

9/22/97 9:30 am (EH)-Pacific Bell vs. MCI Telecommunications Corporation, for failure to remit the pay station service 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,  
 ALJ Kenney C97-02-027  
 Comr Bilas  
**Commission Courtroom, San Francisco (also September 23-25, San Francisco)**

9/22/97 2:00 pm (PPH)-California-American Water Company, for an



ALJ Ryerson Comr Neeper	A97-04-051	order authorizing increased rates of \$1,142,700 (7.65%) in the year 1998, \$376,200 (2.51%) in the year 1999, and \$317,200 (1.93%) in the year 2000, in the Los Angeles Division, <b>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</b>
9/23/97 ALJ Bushey Comr Duque	10:00 am A96-12-029	<b>(PHC)</b> -California Water Service Company, for an order authorizing California Water Service Company to form a holding company structure, <b>Commission Courtroom, San Francisco</b>
9/24/97 ALJ Econome Comr Bilas	2:30 pm A97-04-005	<b>(PHC)</b> -Unocal California Pipeline Company, to sell and Tosco Corporation to acquire public utility assets pursuant to Section 851 of the Public Utilities Code and to transfer control of a public utility pursuant to Section 854 of the Public Utilities Code, and
	A97-06-016	<b>(PHC)</b> -Unocal California Pipeline Company, for authority to remove facilities from common carrier services, <b>Commission Courtroom, San Francisco</b>
9/25/97 ALJ Ryerson Comr Duque	10:00 am C97-05-008	<b>(PHC)</b> -Harold L. Richardson, et al. vs. Apple Valley Ranchos Water Company and Southern California Water Company, for overcharges on water services, <b>Community Development Building, Council Chambers, 14900 Apple Valley Inn Road, Apple Valley</b>
9/26/97 ALJ Garde Comr Duque	9:30 am A97-01-016	<b>(EH)</b> -Mohammad Ezami-Ebrahimi to transfer, and Directional Management, Inc. to acquire, a passenger stage certificate of public convenience and necessity, <b>Commission Courtroom, San Francisco</b>
10/2/97 ALJ Bushey Comr Neeper	10:00 am C96-11-029	<b>(EH)</b> -Nancy M. Horner and Vertec International, Inc., dba Vitosha, Ltd. vs. GTE California Incorporated for faulty 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,

<b>Commission Courtroom, Los Angeles (also October 3, Los Angeles)</b>		
10/2/97 ALJ Walker Comr Duque	10:00 am C96-10-023	<b>(EH)</b> -Sonia L. Gill, et al., vs Pacific Bell, for incorrect area code designations and improper toll call charges, <b>Yorkville Community Center, 25400 Highway 128, Yorkville (also October 3, Yorkville)</b>
10/3/97 ALJ Bushey Comr Neeper	8:00 am C97-06-004	<b>(EH)</b> -Fred McElhanev vs, GTE California Incorporated, for refusal to install a telephone service, <b>Commission Courtroom, Los Angeles</b>
10/3/97 ALJ Kotz Comr Duque	10:00 am C96-02-040	<b>(EH)</b> -Leon Selva and Norman Selva vs. Southern Pacific Transportation Company, for unnoticed and arbitrary removal of railroad crossing, <b>City of Salinas Council Chambers, 200 Lincoln Avenue, Salinas</b>
10/8/97 ALJ Walwyn Comr Knight	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>
10/10/97 ALJ Bushey Comr Knight	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>
10/10/97 ALJ Ryerson Comr Duque	10:00 am I97-05-045	<b>(PHC)</b> -Commission Order Instituting Investigation on the Commission's own motion into the operations and practices of A Better Moving and Storage Company, Inc., and its president, Bennet D. Mattingly, <b>Commission Courtroom, 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	9:30 am	<b>(PHC)</b> -Castlerock Estates Inc., Bruce B. Breiholz vs.

ALJ Weiss Comr Conlon	C92-04-03  C92-11-032	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>(EHC)</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>
10/16/97 ALJ Galvin Comr Conlon	10:00 am A97-06-048	<b>(EH)</b> -Pacific Bell, for approval of changes to its capital depreciation rates, <b>Commission Courtroom, San Francisco</b>
10/16/97 ALJ Barnett Comr Duque	2:30 pm C97-07-059	<b>(ECP)</b> -Judy Lam vs. Southern California Edison Company, for overbilling of \$2,897.24, <b>The State Office Building, 1350 Front Street, Room B-103, San Diego</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>
10/23/97 ALJ Galvin Comr Conlon	10:00 am A97-06-050	<b>(EH)</b> -GTE California Incorporated, a corporation, for approval of 1998 depreciation rates, <b>Commission Courtroom, San Francisco (Also October 24, 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 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</b>

**October 28-31, San Francisco)**

10/27/97 ALJ Bushey Comr Neeper	9:00 am I97-04-044	<b>(EH)</b> -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	<b>(PHC)</b> -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  A97-05-004  A97-05-005  A97-05-026	<b>(EH)</b> -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 <b>(EH)</b> -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 <b>(EH)</b> -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 <b>(EH)</b> -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, <b>Commission Courtroom, San Francisco (also November 4-7, and 12-14, San Francisco)</b>
11/19/97 ALJ Garde Comr Neeper	9:30 am A97-01-029	<b>(PHC)</b> -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

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tracks at Vine Street in the City of San Diego, San Diego County,  
**State Office Building, Office of Administrative Hearings, Room 6022, 1350 Front Street, San Diego**

12/1/97            10:00 am            (PHC)-The City of Vernon vs. The Atchison, Topeka and Santa Fe Railway, for non-compliance with zoning,  
ALJ Careaga      C96-01-019            **Commission Courtroom, San Francisco (also December 2 and 3, San Francisco)**  
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.*

9/4/97            R95-04-043            Rulemaking on the Commission's own motion into competition for local exchange service, and  
                          195-04-044            Investigation on the Commission's own motion into competition for local exchange service.

**Summary:** On September 2, 1997, Charles Wright, Director of Management Information Services for Stanislaus County, Met with Cmmr. Conlon, in San Francisco. Also present were: Jose Jimenez, advisor to Cmmr. Conlon; David Roth, Communications Director for Medic Alert; and Martin Mattes, counsel for North Valley Parties. No written materials

were used. Wright stated the need of Medic Alert to maintain a 209 number for the benefit of three million persons worldwide who depend on that number for access to personal medical information in the event of an emergency. Wright stated that no alternative means of permitting Medic Alert to retain its 209 number, such as remote call forwarding, would provide assurance that emergency calls to that number would be completed. Roth stated that an 800 number would not be a viable substitute because toll-free use of 800 numbers is not available for most international calls. Mattes stated that there was no controversy regarding the need for action to address number exhaust in the 209 NPA or regarding the appropriate boundary to be drawn for an area code split. Mattes also stated two other factors supporting retention of the 209 area code for the northern region, other than for the benefit of Medic Alert: 1) the high volume of communications, commerce, and commuting between that region and the neighboring San Francisco Bay Area and Sacramento, and 2) the high volume of interstate and international communications with the San Joaquin Depot of the Defense Logistics Agency.

**Filer: City of Turlock, the Merced County Association of Governments, the Business Council, Inc. of San Joaquin County, the Greater Merced Chamber of Commerce, and the Stanislaus County Economic Development Commission, Stanislaus County, and Medic Alert**

**Contact: Jeannie Wong**

**Phone: (415) 954-0374**

**Summary:** Summary: On September 2, 1997, H. Douglas Hescox, California Code Administrator (CCA), spoke with Jose Jimenez, advisor for Cmmr. Conlon, in San Francisco. Lynn Mowery, Acting Regulatory V. P., was also present. Hescox urged the Commission to adopt the 209 relief plan and stressed that: 1) the industry needs to move forward with the implementation of the relief plan for 209 area code; 2) not only is it important for customer notification purposes within the 209, numerous activities need to take place on a nationwide basis and the industry, as a whole, needs to move forward; and 3) it would allow CCA to request the new area code. Hescox stated that he understood that the commission must deal with other issues such as a pending complaint, and acknowledge that future decisions could impact the 9/3/97 decision.

**Filer: Pacific Bell**

**Contact: Lila Tam**

**Phone: (415) 542-3350**

9/4/97                      C97-07-020                      County of Fresno vs. Pacific Bell (Code Administrator and Code Relief Coordinator for California), for failure to minimize the impact to existing customers in the existing NPA; and for failure to ensure for an equitable impact on all existing and potential code holders

**Summary:** On September 2, 1997, Charles Wright, Director of Management Information Services for Stanislaus County, Met with Cmmr. Conlon, in San Francisco. Also present were: Jose Jimenez, advisor to Cmmr. Conlon; David Roth, Communications Director for Medic Alert; and Martin Mattes, counsel for North Valley Parties. No written materials were used. Wright stated the need of Medic Alert to maintain a 209 number for the benefit

of three million persons worldwide who depend on that number for access to personal medical information in the event of an emergency. Wright stated that no alternative means of permitting Medic Alert to retain its 209 number, such as remote call forwarding, would provide assurance that emergency calls to that number would be completed. Roth stated that an 800 number would not be a viable substitute because toll-free use of 800 numbers is not available for most international calls. Mattes stated that there was no controversy regarding the need for action to address number exhaust in the 209 NPA or regarding the appropriate boundary to be drawn for an area code split. Mattes also stated two other factors supporting retention of the 209 area code for the northern region, other than for the benefit if Medic Alert: 1) the high volume of communications, commerce, and commuting between that region and the neighboring San Francisco Bay Area and Sacramento, and 2) the high volume of interstate and international communications with the San Joaquin Depot of the Defense Logistics Agency.

**Filer: City of Turlock, the Merced County Association of Governments, the Business Council, Inc. of San Joaquin County, the Greater Merced Chamber of Commerce, and the Stanislaus County Economic Development Commission, Stanislaus County, and Medic Alert**

**Contact: Jeannie Wong**

**Phone: (415) 954-0374**

9/04/97            A96-11-047            Southern California Edison Company, for section 376 treatment of transmission facility upgrades

**Summary:** On August 29, 1997, Claudine Swartz, Regulatory Representative for Southern California Gas Company (SoCalGas), met separately and on separate occasion with Robert Lane, advisor for Knight, and Julie Halligan, and spoke with Michelle Cooke, advisor for Cmmr. Duque, in San Francisco, and spoke with. David Gamson, advisor for Cmmr. Neeper, was also present at the meeting involving Halligan. Swartz stated that SoCalGas supports the proposed decision and had serious concerns about the alternate. Swartz stated that since Edison filed the application, the creation of the ISO has been finalized, and that it is appropriate for the ISO to address such issues as cost effectiveness and reliability before the Commission address investment recovery. Swartz stated that the alternate does not address AB 1890's overarching goal of expeditiously providing the benefits of electric restructuring.

**Filer: Southern California Gas Company**

**Contact: Artemis Manos**

**Phone: (213) 895-5236**

9/5/97            C97-07-020            County of Fresno vs. Pacific Bell (Code Administrator and Code Relief Coordinator for California), for failure to minimize the impact to existing customers in the existing NPA; and for failure to ensure for an equitable impact on all existing and potential code holders

**Summary:** On September 2, 1997, Juan Arambula, Vice President of the Fresno County

Board of Supervisors (Fresno), met separately and on separate occasions with Cmmrs. Duque, Conlon, Neeper, Knight, and Lester Wong, advisor for Cmmr. Bilas, in San Francisco. Also present were: Jose Leon-Barraza, Principal Administrative Analyst for the County of Fresno; Gary Nielsen, Telephone Services Manager for the County of Fresno; Maureen Gothier, Director of Government Relations for Fresno City and County Chamber of Commerce; Michael Briggs, Councilman for the City of Fresno; John Ohanian, staff assistant for the City of Fresno; Victor Lopez, Mayor of the City of Orange Cove; and Gary Villareal, Planning Commission Chairman for the City of Orange Cove. Barraza stated that Fresno county was concerned that great hardship would result if the Commission considered the proposal to change the 209 area codes as set on the 9/3/97 agenda before any hearing was held on Fresno County's complaint. Armbula stated that the area code change would adversely impact public entities and businesses in Fresno and other counties in the southern half of the NPA 209.

**Filer: County of Fresno**  
**Contact: Fresno County**  
**Clerk to the Board**

**Phone: 1(800) 742-1011**  
**(209) 488-3529**

9/5/97          A96-11-046          Southern California Edison Company, for authority to sell gas-fired electrical generating facilities

**Summary:** On September 2, 1997, Thomas Burhenn, Manager of Project and Environment Regulation for Southern California Edison Company (Edison), met with James Hendry, advisor for Cmmr. Conlon, in San Francisco. Burhenn stated that Edison's desires that the interim decision: 1) incorporate a presumptive limit of approximately 40% on capacity that a single buyer may purchase; 2) allow Edison to add to the HSCLC balancing account after 1/1/98, environmental liabilities from conditions existing before that date; and 3) should be modified to clarify the requirements relating to the market valuation of certain assets not being sold with the plants.

**Filer: Southern California Edison Company**  
**Contact: Barbara Cao`**

**Phone: (626) 302-2310**

**Summary:** On September 2, 1997, Thomas Burhenn, Manager of Project and Environment Regulation for Southern California Edison Company (Edison), met with Julie Halligan, advisor for Cmmr. Bilas, in San Francisco. Burhenn stated that Edison's desires that the interim decision: 1) incorporate a presumptive limit of approximately 40% on capacity that a single buyer may purchase; 2) allow Edison to add to the HSCLC balancing account after 1/1/98, environmental liabilities from conditions existing before that date; and 3) should be modified to clarify the requirements relating to the market valuation of certain assets not being sold with the plants.

**Filer: Southern California Edison Company**  
**Contact: Barbara Cao`**

**Phone: (626) 302-2310**

9/5/97          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: LATE FILED.** On August 29, 1997, John Chan, representing Cox of California Telecom, Inc. (Cox), met with Lester Wong, advisor for Cmmr. Bilas, in San Francisco. Karen Potkul, Director of Legal and Regulatory Affairs for Nextlink of California, and Karen Notsund, Director of Regulatory Affairs for Teleport Communications Group, Inc., were also present. Potkul, Chan and Notsund stated that they supported the D9612086 and urged the Commission to reject Pacific Bell's application for rehearing. Potkul stated that many barriers have been experienced by CLCs entering the local exchange market, and requested that the Commission not imposed an additional barrier in the form of overlays. Notsund stated that overlays have an anti-competitive impact on CLCs even with the implementation of permanent number portability. Chan stated that number pooling coupled with permanent number portability will lead to the efficient use of number resources and will mitigate the anti-competitive effects of overlays. The parties stated that customer preference for splits is still strong, as indicated by the California surveys, a recent Colorado survey and the 310 local jurisdiction meeting held on 8/27/97.

**Filer: Cox of California**

**Contact: Becki Crane**

**Phone: (510) 949-0650**

- 9/8/97            A97-05-018        Southern California Edison Company, for (1) authority to reduce rates effective January 1, 1998; (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 amounts, and (5) such further authority necessary for Edison to carry out the transactions described in this application, and
- 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 amounts, and
- A97-05-022        San Diego Gas and Electric Company, for: (1) authority to reduce rates effective 1/1/98; (2) to sell or assign transition property to one or more financing entities; (3) to service rate reduction bonds on behalf of financing entities; and (4) to establish charges sufficient to recover fixed transition amounts.

**Summary:** On September 3, 1997, Bruce Foster, Vice President of Southern California Edison Company (Edison), spoke with Cmmr. Nepper in San Francisco. Foster stated that

item 8a, and specifically Conclusion of Law No. 2, was inconsistent with AB 1890 and if adopted by the Commission could be construed or interrupted in a manner that could interfere with the issuance of the Rate Reduction Bonds.

**Filer: Southern California Edison Company**

**Contact: Bobbie Cao**

**Phone: (626) 302-2310**