
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>

Daily Calendar Thursday, October 16, 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

October 22, 1997	10:00 a.m.	San Francisco
November 5, 1997	10:00 a.m.	San Francisco
November 19, 1997	10:00 a.m.	San Francisco

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.

**NOTICE FOR FILING COMMENTS ON RESOLUTION NO. L-258
(Augmentation of Established Procedures For Release of Public Records Not
Open To Public Inspection And Authorizes Commission Staff Release Such
Records To Certain Law Enforcement Organization)**

By D.97-09-124 issued on September 30, 1997, the Commission ordered that any interested party may file written comments on Resolution No. L-258.

Resolution No. L-258 augments the established procedures for release of public records not open to public inspection and authorizes Commission staff to release such records to certain law enforcement agencies pursuant to an agreement for the exchange of such records, to be used in a confidential manner, executed by Commission staff and an appropriate representative of the law enforcement agency.

D.97-09-124 modified Resolution No. L-258 to provide that no member of the Commission staff shall release any customer information, other than that which is on file in formal proceedings and therefore open to public inspection, and other than that released pursuant to appropriate judicial process.

Any interested party wishing to file comments on Resolution No. L-258 may do so by filing such comments with the Docket Office no later than Monday, October 20, 1997.

Copies of Resolution No. L-258 and D. 97-09-124 are available on the Commission's website and also from the Commission's Legal Division at (415) 703-2015

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).

<i>Date/Time</i>	<i>Commissioner</i>	<i>Location</i>
10/23/97, 1-4 pm	Henry M. Duque	State Office Building 2550 Mariposa Mall, Room 1038 Fresno
11/20/97, 9 am - 12 pm	Josiah L. Neeper	State Office Building 107 S. Broadway, Room 5109 Los Angeles
12/5/97, 10 am - 12 pm	Henry M. Duque	Veterans Affairs Building 1227 "O" Street, Room 404 Sacramento
12/10/97, 9 am - 12 pm	Josiah L. Neeper	State Office Building 1350 Front Street, Room 4006 San Diego

PUBLIC MEETINGS & WORKSHOPS

Workshop Notices

<i>October 16, 1997 10 am - 12 noon</i>	<i>California Public Utilities Commission 505 Van Ness Avenue 1st Floor, Auditorium San Francisco</i>
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The Commission Rail Safety and Carriers Division will conduct an additional round of 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 November 3, 1997. The contact person is Erik Juul at 415-703-2723.

Public Meeting

<p>October 16, 1997 9:00 am - 12:00 noon</p>	<p>Offices of Graham & James LLP Third Floor Reception Area (ask for M. Mattes) 1 Maritime Plaza (Clay Street at Front Street) San Francisco</p>
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The California High Cost Fund A Trust Administrative Committee will hold its next meeting. For a copy of the agenda or more information, contact Jean Boettger at (415) 542-1949.

Public Meeting

<p>October 16, 1997 9 am - 3 pm</p>	<p>Pacific Gas and Electric Company Energy Center 851 Howard Street San Francisco</p>
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The Technical Advisory Committee for the California Board for Energy Efficiency will meet to discuss issues related to its structure as an advisory committee vs. working group, the RFP for independent administration, utility October 1 filings, standard performance contracts, DSM policy rules and other transition issues. The contact person is Nancy Licht of Wm. Nesbit & Associates (707) 523-1663.

Public Meeting

<p>October 17, 1997 10 am - 2:30 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue Room 4206 San Francisco</p>
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The COPT Enforcement subcommittee will conduct a monthly meeting pertaining to Customer Operated Pay Telephones Committee. For more information contact Adam Thaler at (415) 703-1157.

Workshop Notice

<p>October 17, 1997 9:30 am - 4pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue Training Room San Francisco</p>
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This is to inform all parties of record in A. 96-08-034/A. 92-12-043 (Pacific Gas and Electric Company's (PG&E) Gas Accord application), that the Energy Division of the California Public Utilities Commission (CPUC) will be holding a workshop. The main focus of the workshop will be the enforcement of the discounting rule ordered in D. 97-08-055. Parties should inform Sarita Sarvate of the Energy Division (FAX: 415-703-2200, e-mail: sbs@cpuc.ca.gov) of any other issues that remain outstanding following revisions filed by PG&E in its supplemental Advice 2031-G. The workshop will be a follow-up of discussions held in a previous workshop on August 19.

The workshop is open to public and is wheelchair accessible. Please contact Sarita Sarvate at the CPUC at (415) 703-1506 regarding further questions.

Public Meeting

<p>October 17, 1997 1:30 pm - 4:00 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue Room 3204 San Francisco</p>
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The Universal Lifeline Telephone Service (ULTS) Administrative Committee will hold its regularly scheduled monthly meeting to approve the payment of telephone claims, review administrative expenses, authorize transfer, review of Draft 1998 Administrative Budget, and other general administrative matters. To join the meeting by phone conference or receive a copy of the agenda please notify Vivien Wright, Executive Assistant, five (5) working days in advance of the meeting at (510) 452-2757.

Public Meeting

<p>October 21, 1997 1 pm - 5 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue, Room 5012, ALJ Conference Room San Francisco</p>
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NOTE: This meeting will not begin until the conclusion of the Implementation Workshop held on the same day at the Public Utilities Commission.

To joint via teleconference:

Dial: 415-904-2864

Passcode: 6687053 #

The Low Income Governing Board will meet to discuss the following agenda items: review meeting minutes, discuss legal issues, address budget planning/financial status, address issues related to the October 21 Implementation Workshop, update on the advisory committee, update on the RFQ for Technical Consultants and Executive Coordinator, address policy planning issues on critical path, and develop agenda for next Board meeting. These meetings are open to the public. You can get the materials for this meeting from the LIGB website at www.ligb.org. Amy Hopper is the contact person at (510) 251-2888, extension 2015.

Public Meeting

<p>October 22, 1997 10 am - 5pm With a Working Lunch (A brief break will be called prior to lunch)</p>	<p>Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco To join via teleconference, dial (303) 633-1880; Passcode 3704789 #</p>
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The Low Income Governing Board will meet to discuss the following agenda items: review meeting minutes, discuss legal issues, address budget planning/financial status, address

issues related to the October 21 Implementation Workshop, update on the advisory committee, update on the RFQ for Technical Consultants and Executive Coordinator, address policy planning issues on critical path, and develop agenda for next Board meeting. These meetings are open to the public. You can get the materials for this meeting from the LIGB website at www.ligb.org. Amy Hopper is the contact person at (510) 251-2888, extension 2015. Member of the Public: If you would like to purchase a box lunch (\$10) please call Amy Hopper no later than Monday, October 20, 1997.

Roundtable Seminars

<i>October 21, 1997</i> <i>9 am - 12 noon</i>	<i>California Public Utilities Commission</i> <i>State Building</i> <i>107 South Broadway, Room 1122</i> Los Angeles
<i>October 22, 1997</i> <i>9 am - 12 noon</i>	<i>202 "C" Street, Silver Room (S250)</i> San Diego
<i>October 23, 1997</i> <i>9 am - 12 noon</i>	<i>Engineering Building</i> <i>Planning Commission Hearing Room #17</i> <i>123 E. Anapamu</i> Santa Barbara
<i>October 24, 1997</i> <i>9 am- 12 noon</i>	<i>Energy Commission Bldg</i> <i>1516 9th Street, Hearing Room A</i> Sacramento

The Telecommunications Division of the California Public Utilities Commission (CPUC) is holding Roundtable Seminars for city and county wireless communication facilities siting planners. The CPUC has invited local wireless carriers to give technical presentations and sit on a panel to answer questions from the planners. Local jurisdiction representatives have also been invited to sit on the panel and give presentations, too.

Mr. Steve Markendorff of the Federal Communication Commission's (FCC's) Wireless Telecommunications Bureau will also be on the panel, and will give a presentation on the Telecommunications Act of 1996 and how it affects local siting issues. Mr. Markendorff will also address recent FCC action on local siting moratoria. Local jurisdiction planners are invited to come to the seminar most convenient for them. Please RSVP to Ms. Nora Gatchalian, (415) 703-2124 (e-mail: nyg@cpuc.ca.gov).

Public Meeting

<i>October 22, 1997</i> <i>Lottery begins 1:30 pm</i>	California Public Utilities Commission 505 Van Ness Avenue, Training Room San Francisco
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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 October 14, 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

<p>October 23, 1997 12 pm to 6 pm and October 24, 1997 8:30 am to 3:30 pm</p>	<p><i>Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco</i></p>
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The California Board for Energy Efficiency will meet to discuss development of the RFP for independent administrators and policy rules, the utility October 1 filings, the ALJ's October 21 milestones and implementation workshop, Board operational matters, reports from or direction to the technical consultants and Technical Advisory Committee, and other Board filings. The October 24 meeting will include a public workshop on the October 1 utility filings. The contact person is Nancy Licht of Wm. Nesbit & Associates, (707) 523-1663.

Public Meeting

<p>October 24, 1997 10 am - 4 pm</p>	<p><i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland</i></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

<p>November 4, 1997 (Election Day) 10 am - 4 pm</p>	<p><i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland</i></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

November 5, 1997 9 am - 3 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland
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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

November 13, 1997 9:30 am - 3:30 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland
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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

November 17, 1997 1:30 pm - 4:00 pm	California Public Utilities Commission 505 Van Ness Avenue Room 3204 San Francisco
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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 1, 1997 1 pm - 5 pm	Deaf and Disabled Telecommunications Program San Francisco Marriott Hotel 55 Fourth Street (ROOM TO BE ANNOUNCED) San Francisco
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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

<i>December 2, 1997 9 am - 12 noon</i>	<i>Deaf and Disabled Telecommunications Program San Francisco Marriott Hotel 55 Fourth Street (ROOM TO BE ANNOUNCED) San Francisco</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>December 2, 1997 12 noon - 1 pm</i>	<i>Deaf and Disabled Telecommunications Program San Francisco Marriott Hotel 55 Fourth Street (ROOM TO BE ANNOUNCED) San Francisco</i>
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The Deaf and Disabled Telecommunications Program will hold its annual luncheon. The public may participate. For more information about the annual luncheon, 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>December 2, 1997 1 pm - 4 pm</i>	<i>Deaf and Disabled Telecommunications Program San Francisco Marriott Hotel 55 Fourth Street (ROOM TO BE ANNOUNCED) San Francisco</i>
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The Deaf and Disabled Telecommunications Program will hold its annual joint meeting. For more information about the annual joint meeting, please 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>December 3, 1997 10 am - 4 pm</i>	<i>Deaf and Disabled Telecommunications Program San Francisco Marriott Hotel</i>
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	<i>55 Fourth Street (ROOM TO BE ANNOUNCED San Francisco</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 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>December 17, 1997 1:30 pm - 4:00 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>December 19, 1997 10 am - 4 pm</i>	<i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 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 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.

NEW FILINGS

10/14/97	A97-10-031	Justice Technology Corp., for registration as an Interexchange Carrier. Telephone Corporation
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PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

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

NONE

ADVICE LETTER FILINGS

NONE

MISCELLANEOUS TRANSPORTATION ITEMS

October 16, 1997

Filings with Safety and Enforcement

10/10/97	TCP-11423-B	Eagle One Transporters, Inc., P O Box 6184, San Bernardino, CA 92412, Tel. No. (909) 335-7152, terminal address: 522 Amgos Drive, San Bernardino, CA 92373, application for a new TCP Class B Certificate
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ADJOURNMENTS * RESETTINGS * SUBMISSIONS

A97-03-004	Pacific Bell, subsidy support, Evidentiary Hearing held and continued to 9 am, October 16, San Francisco
R92-03-050	Patrick-Commission Rulemaking, line extension rules of electric and gas utilities, Evidentiary Hearing held and continued to 9 am, October 16, San Francisco
C97-09-032	Watson-MFS Intelnet of California, Inc. vs. Pacific Bell, Prehearing Conference held and completed; (EH) held and submitted upon receipt of briefs due October 27;
C97-09-041	Ramsey-Cox California Telecom, Inc. vs. GTE California Incorporated, Oral Argument held and

completed

REMOVALS FROM CALENDAR

NONE

NEW SETTINGS

11/1/97 ALJ Barnett	10:30 am C97-09-057	(EH) -Pius X-St. Matthias High School vs. GTE California Inc., for the full \$2,000 education credit, Commission Courtroom, Los Angeles
11/6/97 ALJ Pulsifer Comr Conlon	10:00 am R95-04-043 I95-04-044	(PHC) -Rulemaking on the Commission's own motion into competition for local exchange service, and (PHC) -Investigation on the Commission's own motion into competition for local exchange service, Commission Courtroom, San Francisco
11/20/97 ALJ Garde Comr Conlon	11:00 am I96-04-022	(EH) -Commission Order Instituting Investigation into the operations and practices of Marco C. Araiza, dba Araiza Express, for allegedly operating as a contract permit carrier without liability insurance, San Bernardino Field Office of the California Public Utilities Commission, 255 North D Street, Suite 310, San Bernardino
11/20/97 ALJ Bushey Comr Bilas	1:00 pm I97-09-001	(OA) -Commission Order Instituting Investigation into the operations, practices, and conduct of National Telephone and Communications, Inc., to determine whether it has violated the laws, rules, and regulations governing the manner in which California consumers are switched from one long distance carrier to another, Commission Courtroom, San Francisco
1/12/98 ALJ Careaga Comr Duque	10:00 am C97-04-025	(EH) -ARCO Products Company, Mobil Oil Corporation, Texaco Refining and Marketing Inc. vs. SFPP, L.P., for violation of Section 451 of the Public Utilities Code by charging rates that are not just and reasonable for the intrastate transportation of refined petroleum products, Commission Courtroom, San Francisco
1/22/98 ALJ Econome Comr Bilas	1:30 pm 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.89-01-040, 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 (EH), for

		10 am, January 26, San Francisco (also January 27-30 and February 2-6, San Francisco),
2/9/98	10:00 am	The City of Vernon vs. The Atchison, Topeka and Santa
ALJ Careaga	C96-01-019	Fe Railway, for non-compliance with zoning,
Comr Neeper		Commission Courtroom, San Francisco

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.

10/21/97	9:30 am	NONE SCHEDULED
10/28/97	9:30 am	NONE SCHEDULED
11/4/97	9:30 am	NONE SCHEDULE

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

10/16/97	9:00 am	(EH) -Pacific Bell, for approval of rate reductions to
ALJ Walwyn	A97-03-004	offset the explicit subsidy support ordered in
Comr Knight		D.96-10-066,
		Commission Courtroom, San Francisco (also
		October 16-17, and 20-24, San Francisco)

10/16/97 ALJ Patrick Comr Conlon	9:00 am R92-03-050	(EH) -Commission Rulemaking to consider the line extension rules of electric and gas utilities, Commission Courtroom, San Francisco
10/16/97 ALJ Ramsey Comr Conlon	1:30 pm C97-09-041	(OA) -Cox California Telecom, Inc. vs. GTE California Incorporated for wrongful re-programming of tandem switches for the purpose of preventing telephone calls originating in FTE California Incorporated's territory from being completed in accordance with the Local Exchange Routing Guide Commission Courtroom, San Francisco
10/16/97 ALJ Mattson Comr Bilas	9:00 am A97-09-012	(IAM) -Cox California Telecom, Inc., for arbitration of interconnection rates, terms, conditions, and related arrangements with GTE California Incorporated, Commission Courtroom San Francisco (also October 17 and October 20-24, San Francisco)
10.17/97 ALJ Watson Comr Neeper	1:30 pm C90-04-049	(M) -Robert Mondavi Winery, et al. vs. Napa Valley Wine Train, Inc., ; defendant is in violation of PUC Code Section 7537 by blocking crossings to complainants' property and conducting repairs at these crossings without determination from the complainants that such is necessary or required by law, etc., Commission Courtroom, San Francisco
10/21/97 ALJ Weiss Comr Conlon	9:30 am C92-04-034 C92-11-032	(EH) -Castlerock Estates Inc., Bruce B. Breiholz vs. 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 (EH) -Silverwood Estates Development Limited Partnership, vs. Alisal Water Corporation, dba Alco Water Service, Commission Courtroom, San Francisco

<p>10/21/97 ALJ Gottstein Comr Conlon Comr Knight Comr Duque Comr Bilas</p>	<p>10:00 am R9404-031 I94-04-032</p>	<p>(WS)-Commission Order Instituting Rulemaking on its proposed policies governing restructuring California's electric services industry and reforming regulation, and (WS)-Commission Order Instituting Investigation on its proposed policies governing restructuring California's electric services industry and reforming regulation(Per D.97-09-117, the workshop will be the forum for updating schedules and milestones for the energy efficiency and low-income assistance boards in order to meet the transition to new administrators set forth in that decision), Commission Courtroom, San Francisco</p>
<p>10/21/97 ALJ Ryerson Comr Duque</p>	<p>10:00 am I96-04-023</p>	<p>(EH)-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, Commission Courtroom, San Francisco (also October 22, San Francisco)</p>
<p>10/21/97 ALJ Wright Comr Knight</p>	<p>1:30 pm I96-12-041</p>	<p>(EH)-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, Commission Courtroom, San Francisco</p>
<p>10/22/97 ALJ Garde Comr Conlon</p>	<p>6:00 pm A97-08-007</p>	<p>(PPH)-California Western Railroad, Inc., to modify scheduled commuter passenger service and obtain relief from excursion passenger service schedule and fare regulation, City Hall Auditorium, 111 East Commercial Street, Willits; (PHC) for 5 pm, October 23, Town Hall, City of Fort Bragg, 363 North Main Street, Fort Bragg; (PPH) for 6 pm, October 23, 363 North Main Street, Fort Bragg</p>

10/23/97 ALJ Pulsifer Comr Conlon	9:00 am C97-07-020	(EH) -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, Council Chambers, City Hall, 2600 Fresno Street, Fresno (also October 24, Fresno)
10/23/97 ALJ Barnett Comr Neepser Comr Duque	10:00 am A96-10-038	(EH) -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, Commission Courtroom, San Francisco (also October 31, San Francisco)
10/23/97 ALJ Ramsey Comr Conlon	10:00 am I91-08-029	(PHC) -Commission Investigation into the adequacy of facilities equipment, etc., of Southern Pacific Transportation Company, in connection with the transportation of hazardous materials by rail, Commission Courtroom, San Francisco
10/23/97 ALJ Galvin Comr Conlon	10:00 am A97-06-050	(EH) -GTE California Incorporated, a corporation, for approval of 1998 depreciation rates, Commission Courtroom, San Francisco (Also October 24, San Francisco)
10/24/97 ALJ Barnett Comr Duque	2:00 pm C97-07-059	(ECP) -Judy Lam vs. Southern California Edison Company, for overbilling of \$2,897.24, Costa Mesa Library, 1855 Park Avenue, Costa Mesa
10/27/97 ALJ Bennett Comr Neepser	9:00 am I97-04-045	(EH) -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, Commission Courtroom, San Francisco (also October 28-31, San Francisco)

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, Commission Courtroom, San Francisco (also October 28-31, San Francisco)
10/29/97 ALJ Walker ComrDuque	7:00 pm C96-10-004	(PHC) -Roger Collin, Georgia Collin, and Charles Acker vs. Pacific Bell, for improper rates and toll charges, Greenwood Community Church, 5921 South Highway 1, Elk
11/1/97 ALJ Barnett	10:30 am C97-09-057	(EH) -Pius X-St. Matthias High School vs. GTE California Inc., for the full \$2,000 education credit, Commission Courtroom, Los Angeles
11/3/97 ALJ Gottstein Comr Neeper	9:00 am A97-05-002 A97-05-004 A97-05-005 A97-05-026	(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 (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 (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 (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, Commission Courtroom, San Francisco (also November 4-7, and 12-14, San Francisco)

11/3/97 ALJ Ryerson Comr Bilas	10:00 am C97-06-005	(EH) -Gloria Jean Smith vs. Pacific Gas and Electric Company, for non-compliance with its originally estimated costs of installation of services, Board of Supervisors Chambers for El Dorado County, 330 Fair Lane, Placerville
11/3/97 ALJ Stalder Comr Conlon	10:00 am A94-11-047	(PHC-EH) -Mark Lee Brand, dba A Dream Limousine Service, for authority to operate as a charter-party carrier, Commission Courtroom, San Francisco (also November 4, San Francisco)
11/3/97 ALJ Kotz Comr Duque	1:00 pm A97-03-052	(PHC) -California-American Water Company, for a certificate that the present and future public convenience and necessity requires applicant to construct and operate the 24,000 acre-foot Carmel River Dam and Reservoir in the Monterey Division and to recover all present and future costs in connection therewith in rates, The Los Angeles Room, Monterey Marriott, 350 Calle Principal, Monterey
11/6/97 ALJ Pulsifer Comr Conlon	10:00 am R95-04-043 195-04-044	(PHC) -Rulemaking on the Commission's own motion into competition for local exchange service, and (PHC) -Investigation on the Commission's own motion into competition for local exchange service, Commission Courtroom, San Francisco
11/7/97 ALJ Barnett Comr Knight	9:30 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 violation of tariff regulation, incorrect billing, and wrongful disconnection of services, Commission Courtroom, Los Angeles
11/7/97 ALJ Rosenthal Comr Duque	10:00 am A97-01-038	(PHC) -California Water Service Company, for an order adopting certain language for use in Rule 15 main extension contracts, Commission Courtroom, San Francisco

11/10/97 ALJ Barnett Comr Bilas	2:00 pm C97-08-068	(ECP) -Howard Golden vs. Southern California Edison Company, for destruction of fax machine and answering machine due to electric spike, Council Chambers, Rancho Mirage City Hall, 69825 Highway 111, Rancho Mirage
11/12/97 ALJ Econome Comr Bilas	9:30 am A97-04-005 A97-06-016	(EH) -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 (EH) -Unocal California Pipeline Company, for authority to remove facilities from common carrier services, Commission Courtroom, San Francisco (also November 13, San Francisco)
11/12/97 ALJ Reed Comr Duque	10:00 am R93-04-003 I93-04-002	(EH) -Commission Order Instituting Rulemaking on the Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks, and (EH) -Commission Order Instituting Investigation on the Commission's own motion into open access and network architecture development of dominant carrier architecture development of dominant carrier networks, Commission Courtroom, San Francisco (also November 13 and 14, 17-21, 24-26, and December 1-5, San Francisco)
11/18/97 ALJ Stalder Comr Conlon	10:00 am A95-08-038	(EH) -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, Commission Courtroom, San Francisco (also November 19, San Francisco)

11/19/97 ALJ Garde Comr Neeper	9:30 am A97-01-029	(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, State Office Building, Office of Administrative Hearings, Room 6022, 1350 Front Street, San Diego
11/20/97 ALJ Garde Comr Conlon	11:00 am I96-04-022	(EH) -Commission Order Instituting Investigation into the operations and practices of Marco C. Araiza, dba Araiza Express, for allegedly operating as a contract permit carrier without liability insurance, San Bernardino Field Office of the California Public Utilities Commission, 255 North D Street, Suite 310, San Bernardino
11/20/97 ALJ Bushey Comr Bilas	1:00 pm I97-09-001	(OA) -Commission Order Instituting Investigation into the operations, practices, and conduct of National Telephone and Communications, Inc., to determine whether it has violated the laws, rules, and regulations governing the manner in which California consumers are switched from one long distance carrier to another, Commission Courtroom, San Francisco
12/17/97 ALJ Malcolm Comr Conlon	10:00 am A97-07-030	(EH) -Pacific gas and Electric Company, to sell and Modesto Irrigation District to acquire electric distribution and transmission facilities serving the Cities of Ripon, Escalon, Riverbank, Oakdale, and surrounding rural areas, Commission Courtroom, San Francisco (December 18 and 19, San Francisco)
1/12/98 ALJ Careaga Comr Duque	10:00 am C97-04-025	(EH) -ARCO Products Company, Mobil Oil Corporation, Texaco Refining and Marketing Inc. vs. SFPP, L.P., for violation of Section 451 of the Public Utilities Code by charging rates that are not just and reasonable for the intrastate transportation of refined petroleum products, Commission Courtroom, San Francisco

1/22/98	1:30 pm	(PHC) -Pacific gas and Electric Company, for authority to revise its gas rates and tariffs to be effective 1/1/98, pursuant to D.89-01-040, 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 (EH), for 10 am, January 26, San Francisco (also January 27-30 and February 2-6, San Francisco),
ALJ Econome Comr Bilas	A97-03-002	
2/9/98	10:00 am	The City of Vernon vs. The Atchison, Topeka and Santa Fe Railway, for non-compliance with zoning, Commission Courtroom, San Francisco
ALJ Careaga Comr Neeper	C96-01-019	

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

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.

10/10/97	R93-04-003	Commission Order Instituting Rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks, and
	I93-04-002	Commission Order Instituting Investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks.

Summary: On October 10, 1997, Robert Kargoll, AT&T Communications of California, Inc. (AT&T) Regulatory Advocate, met with Cmmr. Advisors Dorothy Duda, Fassil Fenikile, Jose Jimenez, and Lester Wong, in San Francisco. Also present were: John Sumpter, AT&T Regulatory Advocate; and Rick Witherington, AT&T Government Affairs Vice President. Kargoll stated AT&T's concerns with Pacific Bell's UNE cost studies in the areas of loop, switching, and common costs., and characterized the loop costs as "unsupportable" and the switching and common costs as too high. Kargoll stated that he recommends the Hatfield Model as an independent check and counter-balance to Pacific's cost studies.

Filer: AT&T

Contact: Doretta Dea

Phone: (415) 442-2985

Summary: On October 10, 1997, Robert Kargoll, AT&T Communications of California, Inc. (AT&T) Regulatory Advocate, met with Cmmr. Duque, in San Francisco. Also present were: Tim Sullivan, advisor to Cmmr. Duque; John Sumpter, AT&T Regulatory Advocate; and Rick Witherington, AT&T Government Affairs Vice President. Materials (attached to notice), consisting of a handout outlining AT&T's position, were used. Kargoll stated AT&T's concerns with Pacific Bell's UNE cost studies in the areas of loop, switching, and common costs., and characterized the loop costs as "unsupportable" and the switching and common costs as too high. Kargoll stated that he recommends the Hatfield Model as an independent check and counter-balance to Pacific's cost studies.

Filer: AT&T

Contact: Doretta Dea

Phone: (415) 442-2985

10/14/97	C97-09-041	Cox California Telcom, Inc. vs. GTE California, Inc., for wrongful reprogramming of tandem switches for the purpose of preventing telephone calls originating in GTE California, Inc.'s territory from being completed in accordance with the Local Exchange Routing Guide, and
	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 October 9, 1997, Richard Smith , Reginal Director of Regulatory Affairs for Cox California Telcom, Inc. (Cox) met with Lester Wong, Advisor to Commr Bilas in San Francisco. Smith informed Wong that Cox is one of the first entirely facilities-based entrants into the local exchange markets. Cox believes that GTEC's refusal to upload any new NXX codes assigned to Cox is a transparent effort to leverage GTEC's market power to force Cox to accept unfavorable interconnection terms. Cox urged the Commission to issue a policy statement that directs all carriers to carry and terminate traffic regardless of whether they are unhappy with the underlying compensation arrangement.

Filer: Cox California Telcom, Inc.

Contact: La Tanya Linzie

Phone: (510) 923-6220

10/14/97	A96-02-030	Dana Point-Catalina Transit Co., Inc. (projected corporation), for certificate of public convenience and necessity to operate as a vessel common carrier between Dana Point, California, and Avalon, California, and
	A96-04-013	Island Navigation Company, Inc., a California corporation doing business as Catalina Island Water Transportation Co., (VCC-43), to amend its certificate of public convenience and necessity and to extend its operating authority to include the transportation of persons and baggage by vessel between Dana Point and Long Beach, California, on the one hand and all points and places on Santa Catalina Island on the other hand.

Summary: LATE FILED.

On October 7, 1997, Jose E. Guzman, Jr., attorney for Island Navigation, left a voice mail message with Cmmr. Knight, Jr., at the Commission's offices in San Francisco. Guzman's voice mail referenced the proposed decision (PD) on Island Navigation's application, which Item H-8 on the Commission's October 9, 1997 agenda. Guzman stated that Cmmr. Neeper and Guzman both support the PD and that he hoped the Commission would act on the PD at Thursday's meeting.

Filer: Island Navigation Company, Inc.

Contact: Jose E. Guzman, Jr.

Phone: (415) 398-3600
