
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 Tuesday, October 28, 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

Commission Decisions and Resolutions for the Conference of October 9, 1997 are included in this calendar.



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

November 5, 1997	10:00 a.m.	San Francisco
November 19, 1997	10:00 a.m.	San Francisco
December 3, 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.

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>
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

Public Meeting

<p>October 28, 1997 10 am - 4pm (With a break for lunch)</p>	<p>Wyndham Hotel 6225 West Century Boulevard (at Los Angeles Airport) Los Angeles To join via teleconference, dial (303) 633-1179; Passcode 1376417 #</p>
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The Low Income Governing Board will meet to discuss the following agenda items: Chairperson's report, review meeting minutes, discuss legal issues, address budget planning/financial status, presentation by Southern California Gas on Income Verification Pilot Programs, update on the advisory committee, update on the RFP for Technical Consultants, update on 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 30, 1997 9:30 am - 4 pm</p>	<p>Pacific Gas & Electricity Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco</p>
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The California Board for Energy Efficiency will hold a public workshop to receive comments on the first draft of the Board's RFP for independent administrators and the Technical Advisory Committee will meet to discuss the RFP, utility 1998 program plans, standard performance contracts, DSM policy rules, TAC operational issues, and other transition issues. The contact person is Beverly Coleman at (415) 564-3082.

Public Meeting

<p>October 30, 1997 1 pm - 6 pm and October 31, 1997 8 am - 2 pm</p>	<p>PG&E Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco</p>
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The California Board for Energy Efficiency will meet to discuss development of the RFP for independent administrators and governing rules, the utility 1998 program plans and associated reports to the ALJ, transition milestones, utility pre-1998 commitments, Board operational matters, reports from or direction to the technical consultants and Technical Advisory Committee, and other Board filings. The contact person is Nancy Licht of Wm Nesbit & Associates (707) 523-1663.

Public Meeting

<p>November 3, 1997 9 am- 5 pm</p>	<p>Westin Hotel (LAX) 5400 West Century Boulevard</p>
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Los Angeles

The Administrative Committee of the Electric Education Trust (EET) will hold a public meeting to conduct business related to establishing the trust and realizing its mission. The agenda includes, among other things, the possible introduction of new members, election of officers, various standing reports, consideration of comments on the October 15 start-up filing, presentations by representatives of the Consumer Education Plan, consideration of education and outreach activities, approval of a request for proposal (RFP) for trust administrators and consultants, and various administrative matters. The contact person is William R. Schulte at (415) 703-2349.

Roundtable Workshop

November 3, 1997
10 am - 1 pm

Northwestern Pacific Railroad
State Building, Room 410
50 "D" Street
Santa Rosa

The purpose of this workshop is to identify ways in which the railroad can solve its safety, financial and operational problems. Senator Mike Thompson will participate. The meeting will be an interchange of views among state and regional officials regarding railroad issues. Time will be reserved at the end of the workshop to allow the public to comment on the railroad issues.

Public Meeting

November 4, 1997
9 am- 5 pm

Westin Hotel (LAX)
5400 West Century Boulevard
Los Angeles

The Administrative Committee of the Electric Education Trust (EET) will hold a public meeting to conduct business related to establishing the trust and realizing its mission. The agenda includes, among other things, the consideration of comments on the October 15 start-up filing, presentations by representatives of the Consumer Education Plan, consideration of education and outreach activities, approval of a request for proposal (RFP) for trust administrators and consultants, and various administrative matters. The contact person is William R. Schulte at (415) 703-2349.

Public Meeting

November 4, 1997 (Election Day)
10 am - 4 pm

Deaf and Disabled Telecommunications Program
1939 Harrison Street
DDTP Conference Room, Suite 555
Oakland

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>November 5, 1997 9 am - 3 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

<p>November 5, 1997 10 am - 4pm</p> <p><i>With a Working Lunch (A brief break will be called prior to lunch)</i></p>	<p><i>Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco</i></p> <p>To join via teleconference, dial (303) 633-6216; Passcode 1319404 #</p>
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The Low Income Governing Board will meet to discuss the following agenda items: operating procedures, the first assignment from the LICB, and develop agenda for next Committee meeting. These meetings are open to the public. You can get the materials for this meeting from the LIGB website at www.ligb.org under "Advisory Committee". 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 November 3, 1997.

Public Meeting

<p>November 6, 1997 10 am - 5pm</p> <p><i>With a Working Lunch (A brief break will be called prior to lunch)</i></p>	<p><i>Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco</i></p> <p>To join via teleconference, dial (415) 904-2864; Passcode 6687053 #</p>
<p>November 7, 1997 10 am - 4 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>

With a Working Lunch
(A brief break will be called prior to lunch)

**To join via teleconference,
dial (303) 633-1880; Passcode 1505225 #**

The Low Income Governing Board will meet to discuss the following agenda items: Chairperson's report, review meeting minutes, discuss legal issues, address budget planning/financial status, update on the advisory committee, update on the RFP for Technical Consultants, 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 November 3, 1997.

Public Meeting

November 12, 1997
9:30 am - 4 pm

California Public Utilities Commission
505 Van Ness Ave., Auditorium
San Francisco

The Telecommunications Division of the California Public Utilities Commission will hold a public meeting to generate ideas and gain insight into the issues surrounding development of a statewide Public Policy Payphone program. The results of the meeting will be used as the basis for an OIR to resolve related Public Policy Payphone issues by the FCC's November 8, 1998, deadline.

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

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 14 1997
9 am - 5 pm

California Public Utilities Commission
505 Van Ness Avenue, Room 5305
San Francisco

The Administrative Committee of the Electric Education Trust (EET) will hold a public meeting to conduct business related to establishing the trust and realizing its mission. The agenda includes, among other things, presentations by representatives of the Consumer Education Plan, consideration of education and outreach activities, results of a request for proposal (RFP) for trust administrators and consultants, and various administrative matters. The contact person is William R. Schulte at (415) 703-2349.

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

December 2, 1997 9 am - 12 noon	Deaf and Disabled Telecommunications Program San Francisco Marriott Hotel 55 Fourth Street (ROOM TO BE ANNOUNCED) San Francisco
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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 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 4, 1997 9 am - 5 pm</i>	<i>Double Tree Club Hotel (Orane County Airport) 7 Hutton Center Drive Santa Ana</i>
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The Administrative Committee of the Electric Education Trust (EET) will hold a public meeting to conduct business related to establishing the trust and realizing its mission. The agenda includes, among other things, presentations by representatives of the Consumer Education Plan, consideration of education and outreach activities with community-based organizations, results of a request for proposal (RFP) for trust administrators and consultants, and various administrative matters. The contact person is William R. Schulte at (415) 703-2349.

Public Meeting

<i>December 5, 1997</i> <i>9 am - 5 pm</i>	<i>Double Tree Club Hotel</i> <i>(Orane County Airport)</i> <i>7 Hutton Center Drive</i> <i>Santa Ana</i>
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The Administrative Committee of the Electric Education Trust (EET) will hold a public meeting to conduct business related to establishing the trust and realizing its mission. The agenda includes, among other things, presentations by representatives of the Consumer Education Plan, consideration of education and outreach activities with community-based organizations, results of a request for proposal (RFP) for trust administrators and consultants, and various administrative matters. The contact person is William R. Schulte at (415) 703-2349.

Public Meeting

<i>December 15, 1997</i> <i>9 am - 5 pm</i>	<i>California Public Utilities Commission</i> <i>505 Van Ness Avenue</i> <i>San Francisco</i>
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The Administrative Committee of the Electric Education Trust (EET) will hold a public meeting to conduct business related to establishing the trust and realizing its mission. The agenda includes, among other things, presentations by representatives of the Consumer Education Plan, consideration of education and outreach activities with community-based organizations, results of a request for proposal (RFP) for trust administrators and consultants, and various administrative matters. The contact person is William R. Schulte at (415) 703-2349.

Public Meeting

<i>December 16, 1997</i> <i>9 am - 5 pm</i>	<i>California Public Utilities Commission</i> <i>505 Van Ness Avenue</i> <i>San Francisco</i>
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The Administrative Committee of the Electric Education Trust (EET) will hold a public meeting to conduct business related to establishing the trust and realizing its mission. The agenda includes, among other things, presentations by representatives of the Consumer Education Plan, consideration of education and outreach activities with community-based organizations, results of a request for proposal (RFP) for trust administrators and consultants, and various administrative matters. The contact person is William R. Schulte at (415) 703-2349.

Public Meeting

December 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 19, 1997 10 am - 4 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland
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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

10/21/97	A97-10-051	Watertek Inc., for approval of acquisition of Spreckels Sewer System and rate request of \$37.70 per month for residential service and industrial rates
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PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

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

10/27/97	A97-02-035	Application of AirTouch Cellular and its Affiliates for an Exemption from the Reporting Requirements of General Order 104-A, Section 1, and General Order 77-K, Draft decision of ALJ Kenney
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ADVICE LETTER FILINGS

NONE

MISCELLANEOUS TRANSPORTATION ITEMS

October 28, 1997

Filings with Safety and Enforcement

NONE

ADJOURNMENTS * RESETTINGS * SUBMISSIONS

NONE

REMOVALS FROM CALENDAR

NONE

NEW SETTINGS

11/4/97	9:00 am	(PHC)-TWEAN, DBA Time Warner Cable of
ALJ Bushey	C97-09-023	Bakersfield vs. Pacific Gas and Electric Company,
Comr Duque		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.

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

HEARINGS

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

(PHC) = Prehearing Conference
(EH) = Evidentiary Hearing
(PPH) = Public Participation Hearing
(IAM) = Initial Arbitration Meeting
(M) = Mediation

(OA) = Oral Argument
(WS) = Workshop
(FPH) = Full Panel Hearing
(AH) = Arbitration Hearing

10/28/97 ALJ Walwyn Comr Knight	1:00 pm A97-03-004	(OA) -Pacific Bell, for approval of rate reductions to offset the explicit subsidy support ordered in D.96-10-066, Commission Courtroom, San Francisco (EH) for 9 am, November 5
10/29/97 ALJ Reed Comr Duque	1:30 pm R3-04-003 I93-04-004	(PHC) -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 (PHC) -Commission Order Instituting Investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks, Commission Courtroom, San Francisco
10/29/97 ALJ Walker Comr Duque	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

10/31/97 ALJ Barnett Comr Neeper 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)
10/31/97 ALJ Bushey Comr Knight	10:00 am C96-12-043	(PHC)-U.S. Long Distance, Inc. vs. Pacific Bell, for losses in excess of \$100,000 due to defendants improper administration of billing and collection services edit called "scan and reject edit," Commission Courtroom, San Francisco
11/3/97 ALJ Gottstein Comr Neeper	10:00 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 4-6, and 12-13, 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
11/4/97 ALJ Bushey Comr Duque	9:00 am C97-09-023	(PHC) -TWEAN, DBA Time Warner Cable of Bakersfield vs. Pacific Gas and Electric Company, Commission Courtroom, San Francisco
11/6/97 ALJ Bushey Comr Knight	9:00 am C97-08-060	(ECP) -Reba Edwards vs. Pacific Bell, for discriminatory treatment and failure to provide acceptable telephone services, Commission Courtroom, San Francisco11/6/
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
11/7/97 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

11/7/97 ALJ Barnett	10:30 am C97-09-057	(ECP) -Pius X-St. Matthias High School vs. GTE California Inc., for the full \$2,000 education credit, Commission Courtroom, Los Angeles
11/10/97 ALJ Bushey Comr Neeper	10:00 am I97-04-044	(PHC) -Commission Order Instituting Investigation into the operations and practices of L.D. Services, doing business as Long Distance Service, 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
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 networks, Commission Courtroom, San Francisco (also November 13 and 14, 17-21, 24-26, and December 1-5, San Francisco)
11/13/97 ALJ Garde Comr Conlon	5:00 pm A97-07-058	(PHC) -Ambler Park Water Utility and California - American Water Company, for an order authorizing Ambler Park Water Utility to sell and California-American Water Company to acquire the water utility assets of Ambler Park Water Utility Church of Good Shepherd, 301 Corral de Tierra, Salinas (PPH) for 6:00 pm, Church of Good Shepherd, 301 Corral de Tierra, Salinas

11/14/97 ALJ Bennett Comr Knight	10:00 am C97-10-038	(ECP) -Jesus G. Gumban vs. Pacific Bell, for billing on a dropped or canceled service, Commission Courtroom, San Francisco
11/17/97 ALJ Bennett Comr Neeper	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 November 18-20 and 24-25, San Francisco)
11/17/97 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
11/18/97 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
11/24/97 ALJ Mattson Comr Conlon	10:00 am C93-06-007	(PHC) -Lorraine Brown, Christopher Gray, vs. Santa Clara County Transit District and the City of San Jose for failure to comply with Section 2-3324 of the State of California Building Code in failing to install 18-inch bands of clearly contrasting texture at the edges of the boarding platform so a blind person can detect the different platforms and failure to comply with ANSI A117.1, Commission Courtroom, San Francisco
11/25/97 ALJ Henderson Comr Neeper	10:00 am I97-04-013	(EH) -Commission Order Instituting Investigation into the Commission's own motion into whether the Bidwell Water Company and its owners, Thomas and Vicky Jernigan, misused its Safe Drinking Water Bond Act surcharge and revenues and have violated the rules, orders, and decisions of the Commission, Department of Transportation Legal Department, Room 1450, 1120 N Street, Sacramento (also November 26, Sacramento)
12/8/97 ALJ Weiss Comr Conlon	9:30 am C92-04-034	(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, 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
1/14/98 ALJ Ramsey Comr Conlon	10:00 am I91-08-029	(EH) -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
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 ALJ Careaga Comr Neeper	10:00 am C96-01-019	The City of Vernon vs. The Atchison, Topeka and Santa Fe Railway, for non-compliance with zoning, Commission Courtroom, San Francisco
3/30/98 ALJ Patrick Comr Bilas	10:00 am A97-03-015	(EH) -Southern California Gas Company, for approval of a long-term gas transmission service contract with Distribudora de Gas Natural de Mexicali, s. de R.L. de C.V., Commission Courtroom, San Francisco (also March 31, and April 1-3, San Francisco)

EXECUTIVE ORDERS SIGNED

9/29/97	D97-09-128	A96-08-040 - AT&T Communications of California, Inc. For arbitration pursuant to section 252 of the Federal Telecommunications Act of 1996 to establish an interconnection agreement with Pacific Bell. Corrects D97-09-119. Adds the following language at the end of Ordering Paragraph 3, "All parties have twenty days from the effective date of this order to file comments on the issue of access
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charges imposed on unbundled network elements. Such comments shall be filed in A96-08-040 and shall be served on the parties in Attachment 1.”

- 9/26/97 D97-09-129 A97-07-036 - Speer Virtual Media, Ltd. For a Certificate of Public Convenience and Necessity to provide switchless interLATA and intraLATA Telecommunications Service in California as a switchless reseller. **Corrects D97-09-069, as set forth.**
- D97-09-130 A97-08-049 - International Thinklink Corporation. For a Certificate of Public Convenience and Necessity to provide interLATA and intraLATA telecommunications service in California as a switchless reseller. (Registration) **Granted. This proceeding is closed.**
- 9/29/97 D97-09-131 A97-08-053 - Evergreen Telecom, Inc. For a Certificate of Public Convenience and Necessity to Provide interLATA and intraLATA telecommunications service in California as a switchless reseller. (Registration) **Granted. This proceeding is closed.**
- D97-09-132 A97-08-057 - Pride America, Inc., dba PAI of California. For a Certificate of Public Convenience and Necessity to provide interLATA and intraLATA telecommunications service in California as a switchless reseller. (Registration) **Granted. This proceeding is closed.**
- D97-09-133 A97-08-056 - Latin American Enterprises, Inc. For a Certificate of Public Convenience and Necessity to Provide interLATA and intraLATA telecommunications service in California as a switchless reseller. (Registration) **Granted. This proceeding is closed.**
- D97-09-134 A97-08-058 - KCI Long Distance, Inc. Latin American Enterprises, Inc. For a Certificate of Public Convenience and Necessity to Provide interLATA and intraLATA telecommunications service in California as a switchless reseller. (Registration) **Granted. This proceeding is closed.**
- D97-09-135 A97-08-050 - STA Telecommunications Corp. For a Certificate of Public Convenience and Necessity to Provide interLATA and intraLATA telecommunications

		service in California as a switchless reseller. (Registration) Granted. This proceeding is closed.
9/30/97	D97-09-136	C97-07-021 - Mesa Consolidated Water District vs. Irvine Ranch Water District Water Service Company, and Irvine Ranch Water District. Dismissed without prejudice. This proceeding is closed.
	D97-09-137	C96-06-030 - Pacific Bell vs. AT&T Communications of California, Inc. Dismissed upon written and unopposed request of complainant. This proceeding is closed.
	D97-09-138	R87-11-012/A95-06-002 -Commission Order instituting rulemaking to review time schedules for the rate case plan and fuel offset proceedings. Application of Southern California Gas Company to adopt performance based regulation for base rates to be effective January 1, 1997. Corrects D97-07-054 as follows: the second line under paragraph 6 at p. 47 is to read as “effective August 1, 1997”.
	D97-09-139	A96-11-013 - Plantation Water Company, LLC. For a Certificate of Public Convenience and Necessity to assume ownership of an existing private water system and to operate the system as a public utility water system in the City of Calimesa, California and to establish rates for service. Dismissed without prejudice. This proceeding is closed.
10/6/97	D97-10-001	A97-08-063 - Direct Net Telecommunications. For a Certificate of Public Convenience and Necessity to Provide interLATA and intraLATA telecommunications service in California as a switchless reseller. (Registration) Granted. This proceeding is closed.
10/14/97	D97-10-035	C96-07-022 - AT&T Communications of California, Inc. vs. GTE California, Inc. For failure to provide the required automated on-line service ordering and implementation scheduling system necessary to resell GTEC's local services. Dismissed. This proceeding is closed.
	D97-10-036	A92-03-023 - Southern Pacific Transportation

- Company. To consider Penlon Properties' request for a Private Crossing. **Dismissed without prejudice. This proceeding is closed.**
- D97-10-037 A96-12-042 - Discount Network Services. For a Certificate of Public Convenience and Necessity to provide resold interLATA and intraLATA telecommunications services. **Dismissed. This proceeding is closed.**
- D97-10-038 A97-09-002 - FoxTel, Inc., for registration as an interexchange carrier telephone corporation. **Granted as set forth. This proceeding is closed.**
- D97-10-039 A97-09-007 - Infolink Communications, Ltd., for registration as an interexchange carrier telephone corporation. **Granted as set forth. This proceeding is closed.**
- D97-10-040 A97-09-005 - Access Point, Inc., for registration as an interexchange carrier telephone corporation. **Granted as set forth. This proceeding is closed.**
- D97-10-041 A97-09-006 - NTI Telecom, Inc., for registration as an interexchange carrier telephone corporation. **Granted as set forth. This proceeding is closed.**
- D97-10-042 A97-09-008 - Insurance Information Exchange, LLC., for registration as an interexchange carrier telephone corporation. **Granted as set forth. This proceeding is closed.**
- 10/15/97 D97-10-043 A93-01-034 - McCaw Cellular Communicaitons, Inc. For approval of Roaming Rates. **Dismissed. This proceeding is closed.**

COMMISSION MEETING OF OCTOBER 9, 1997

- 9/24/97 D97-09-119 **CORRECTION FROM THE DAILY CALENDAR OF OCTOBER 1, 1997**
A96-80-040 - AT&T Communications of California, Inc., for Arbitration Pursuant to Section 252 of the Federal Telecommunications Act of 1996 to establish an Interconnection Agreement with Pacific Bell. **Rehearing**

- of **D.96-12-034** filed by **AT&T Communications of California, Inc.** is dismissed since it was not timely filed. **Converts the application for rehearing to a petition for modification.**
- 10/9/97 D97-10-002 R94-02-003 - Rulemaking on the Commission's own motion to establish a simplified registration process for non-dominant telecommunications firms. I94-02-004 Related matter. **Grants Telecommunications Division Director the authority to reject registration applications for inadequate tariffs.**
- D97-10-003 ECP-C97-01-025 - Paul and Gabriele Schulz vs. Bear Valley Electric Service. **Denied. The sum of \$116.85 on deposit with the Commission to be disbursed to Bear Valley Electric Service.**
- D97-10-004 A97-05-051 - ActiveTel L.D., Inc. For a certificate of public convenience and necessity to operate as a reseller of local exchange telecommunications services. **Granted. This proceeding is closed.**
- D97-10-005 I95-11-031 - Order instituting investigation for notice of revocation of highway carrier permit [T-179241] of Richard Eugene Rake dba EZI Transport, and practices, etc. The past violations have been handled in criminal court. **Dismissed. This proceeding is closed.**
- D97-10-006 C96-06-031 - Yokohama Tire Corporation, et al. vs. Gentry Services, Inc., dba Super Cal Express. **Withdrawn, following dismissal in Bankruptcy Court of the intrastate undercharge proceedings brought against the shippers. This proceeding is closed.**
- D97-10-007 A97-06-027 - Valley Public Telecommunications. For a certificate of public convenience and necessity to operate as a non-facilities based competitive local carrier. **Denied. Applicant has not demonstrated that it possesses the minimum financial requirement and technical expertise. This proceeding is closed.**
- D97-10-008 A97-07-017 - Advanced Airporter, Inc. For authority to establish a Zone of Rate Freedom fares of \$6 above and below its present fares. **Granted. This proceeding is closed.**

- D97-10-009 A97-07-027 - Shapiro, Dinerman and Kaplun, Inc., dba Bay Shuttle. For authority to establish a Zone of Rate Freedom fares of \$6 above and below its present fares. **Granted. This proceeding is closed.**
- D97-10-010 A97-04-009 - San Francisco VIP Coach Tours, Inc. To extend its passenger stage corporation authority between City of San Francisco and San Francisco International Airport and include additional stops in the City of Oakland in its authorized Route A. **Granted. This proceeding is closed.**
- D97-10-011 A97-05-055 - Benchmark-Tech Corporation, dba Chaminade at Santa Cruz. For authority to increase its passenger stage fares under Public Utilities Code Section 454 by an average of approximately 20.53%. **Granted. This proceeding is closed.**
- D97-10-012 A97-04-003 - State of California, Department of Transportation. For an order to widen State Route 201 where it crosses the tracks of the Union Pacific Railroad, formerly the Southern Pacific Transportation Company B-line, at grade in the City of Kingsburg, Fresno County; Public Utilities Commission Crossing No. 001B-225.2. **Granted. This proceeding is closed.**
- D97-10-013 A97-07-046 - Indian Springs Mutual Utility Company. For authority to sell and Watertek, Inc. (Watertek) to buy all of the wastewater system in Monterey County. **Granted. Authorizes Watertek to file tariffs to reflect the acquisition, including its proposed \$33 monthly sewer service rate. This proceeding is closed.**
- D97-10-014 A96-12-069 - Santa Clara Valley Transportation Authority, formerly the Santa Clara County Transit District. For an order to construct its tracks along Tasman Drive at grade across the entrance to Adobe Wells Mobile Home Park in Sunnyvale, Santa Clara County. **Granted. This proceeding is closed.**
- D97-10-015 A97-07-010 - Southern California Edison Company (Edison). For authority to lease 2.43 acres of land it owns at the Merced Substation site in the City of West Covina to a self-storage firm in a manner that will not interfere

- with Edison's use of the property for transmission facilities. **Granted. This proceeding is closed.**
- D97-10-016 A97-07-043 - WorldTouch Communications, Inc. dba Delaware Worldtouch Communication, Inc. For a certificate of public convenience and necessity to operate as an intraLATA and interLATA reseller of telecommunications services. **Granted. This proceeding is closed.**
- D97-10-017 I87-11-033 -Commission Order Instituting Investigation, in the matter of Alternative Regulatory Frameworks for Local Exchange Carriers. A85-01-034, A87-01-002, C86-11-028, I85-03-078, I87-02-025, C87-07-024 - Related matters. **Denies the joint petition to modify D97-04-083 filed by AT&T Communications of California, Inc.; the California Association of Competitive Telecommunications Companies; MCI Telecommunications Corporation, and Sprint Communications Company L.P.**
- D97-10-018 A97-04-063 - Alternate Communications Technology, Inc. For a certificate of public convenience and necessity to operate as a reseller of telecommunications services because applicant failed to demonstrate financial viability consistent with Commission rules. **Denied. This proceeding is closed.**
- D97-10-019 A97-07-044 - Dominguez Water Corporation. For an Ex Parte Order authorizing the issuance of its First Mortgage Series K Bonds up to an aggregate principal amount of \$5,000,000, and to deliver Supplement No. 12 to its existing Trust Indenture, dated August 1, 1954, as supplemented. **Granted. This proceeding is closed.**
- D97-10-020 A97-07-009 - Southern California Edison Company. For authority to lease 6.75 acres of land it owns in the City of Rosemead to a self-storage firm in a manner that will not interfere with Edison's use of the property for transmission facilities. **Granted. This proceeding is closed.**
- D97-10-021 A97-06-039 - Greenbelt Water Company. For a general rate increase of \$25,214 or 123% to cover increased operating expenses since its last general rate increase in

1984. **Granted. This proceeding is closed.**

- D97-10-022 A97-01-002 - Santa Clara Valley Transportation Authority, formerly the Santa Clara County Transit District. To construct its tracks along Tasman Drive at-grade across an emergency vehicles and mobile home movers access to Casa de Amigos Mobile Home Park in the City of Sunnyvale, Santa Clara County. **Granted. This proceeding is closed.**
- D97-10-023 A97-06-010 - Orange County Transportation Authority (OCTA). For authority to widen and retrofit State Route 91 (SR-91) Freeway-North Anaheim overhead grade separation bridge structure over Southern California Regional Rail Authority's Orange Subdivision Main Line tracks in the City of Anaheim, Orange County. As part of the project to widen SR-91 Freeway between Interstate 605 Freeway in Cerritos and State Route 57 Freeway in Anaheim, OCTA proposes to widen and retrofit the North Anaheim Overhead grade separation bridge structure. Widening of SR-91 will provide relief to traffic congestion in the Orange County area. **Granted. This proceeding is closed.**
- D97-10-024 A97-06-009 - County of Santa Barbara. For authority to construct the Surf Beach Pedestrian Crossing at grade across the tracks of the Union Pacific Railroad Company's Coast Mainline, formerly owned by Southern Pacific Transportation Company, at Surf Beach, near Lompoc, in Santa Barbara County **Granted. This proceeding is closed.**
- D97-10-025 C96-02-014 - MCI Telecommunications Corporation (MCI) and AT&T Communications of California, Inc. (AT&T) vs. Pacific Bell (Pacific) and MFS Intelenet of California, Inc. (MFS). **Prohibits MFS from providing joint user Centrex services obtained from Pacific to any customer for which it is not acting as an agent, as distinct from principal and from holding itself out as a provider of intraLATA services in connection with joint use Centrex services. Orders MFS to directly rebill all charges by Pacific and to separately state such charges on its bill in connection with joint use Centrex services. This proceeding is closed.**

- D97-10-026 A94-12-005 - Pacific Gas and Electric Company. For authority, among other things, to decrease its rates and charges for electric and gas service, and increase rates and charges for pipeline expansion service. I95-02-015 - Related matter. **Denies, without prejudice, the request for compensation filed by The Utility Reform Network (TURN) for its contribution to D96-11-014. This decision finds that TURN's request is premature in light of a pending application for rehearing on the issues for which TURN is requesting compensation.**
- D97-10-027 A89-04-001 - Pacific Gas and Electric Company. For authority to adjust its electric rates effective November 1, 1989, and for Commission order finding that gas and electric operations during the reasonableness review period from February 1, 1988 to December 31, 1988 were prudent. A90-04-003, A91-04-003, A92-04-001, A93-04-011, A94-04-002, A95-04-002 - Related matters. **Grants The Utility Reform Network (TURN) an award of \$15,899 in compensation for its contribution to D96-08-033, D96-12-027, and D96-12-089. Finds that TURN's request for compensation related to D96-12-025 is premature in light of a pending application for rehearing on the issues for which TURN requests compensation and denies this request without prejudice. This proceeding remains open only for consideration of a pending application for rehearing.**
- D97-10-028 C96-07-020 - Telecomm West vs. GTE California, Incorporated (GTEC). **Dismissed for failure to set forth facts that would support a cause of action as required by Public Utilities Code § 1702. This proceeding is closed.**
- D97-10-029 R95-04-043 -Commission Order Instituting Rulemaking, on the Commission's own motion into competition for local exchange service. I95-04-044 - Related matter. **Resolves certain outstanding issues relating to interim number portability (INP). Specifically, grants in part the petition to modify D96-04-052 to conform to the competitively neutral cost recovery criteria set by the Federal Communications Commission. Also addresses the feasibility of using Direct Inward Dialing functionalities to provide INP and solicits**

- comments concerning the sharing of switched access revenues.**
- D97-10-030 I96-10-033 - Commission Order Instituting Investigation, on the Commission's own motion and order to show cause to determine if Pacific Gas and Electric Company (PG&E) should be held liable in violation of Gas Tariff Rule 16 for failure to provide trenching at no cost within the allowance of 100 feet. **Adopts the unopposed Stipulation for Settlement. PG&E will make refunds pursuant to this settlement.**
- D97-10-031 R94-04-031 - Order instituting rulemaking on the Commission's proposed policies governing restructuring California's Electric Services Industry and Reforming Regulation. I94-04-032 - Related matter. **Directs utility distribution companies to disclose to the electric service provider, upon written authorization of the customer, the customer's basic information, as set forth.**
- D97-10-032 C95-01-038 - Strawberry Property Owners Association vs. Conlin-Strawberry Water Company, Inc. For failure to provide reliable and adequate supply of pure, potable water. Disposes of application of Conlin-Strawberry Water Company for rehearing of D96-09-043. **Denies Rehearing of D96-09-043, as modified. Denies petition of Strawberry Property Owners Association for modification of D96-09-043.**
- D97-10-033 R95-04-043 - Commission Order Instituting Rulemaking, disposes of issues raised on application for rehearing of D97-08-059 and/or Related Stay Motion filed by Pacific Bell and Pacific Bell Information Systems. I95-04-044 - Related Matter. **Extends stay of D97-08-059 until 11/19/97.**
- D97-10-034 C95-03-057 - Paula Karrison vs. A & P Moving, Inc. For alleging conspiracy to defraud; willful negligence, and fiduciary breach of contract. Disposition of application for rehearing of D96-12-060 filed by A& P Moving, Inc. (A&P). **Denied, except as expressly granted with respect to Findings of Fact Nos. 5, 6, and 7, Conclusions of Law Nos. 6, 7, and 8, and Ordering Paragraph 4 and discussion related thereto elsewhere**

in D96-12-060.

- R97-10-016 Commission Order Instituting Rulemaking on the Commission's Own Motion into monitoring performance of operations support systems.
- I97-10-017 Commission Order Instituting Investigation on the Commission's Own Motion into monitoring performance of operations support systems.
- R97-10-018 Commission Order Instituting Rulemaking on the Commission's own motion to design and implement a program that provides for publicly available telecommunications device capable of servicing the needs of the deaf or hearing impaired in existing buildings, structures, facilities, and public accommodations.
- I97-10-019 Commission Order Instituting Investigation on the Commission's own motion to design and implement a program that provides for publicly available telecommunications device capable of servicing the needs of the deaf or hearing impaired in existing buildings, structures, facilities, and public accommodations.

RESOLUTIONS

- 10/9/97 E-3501 Catellus Development Corporation (Catellus). Request for a special ruling under the exceptional cases provision of Electric Tariff Rule 16 that a provision be added to the extension and service agreement between Catellus and Pacific Gas and Electric Company to preserve an option allowing Catellus to acquire ownership of the distribution facilities at some future time under certain specified conditions. Denied without prejudice. **Adopted.**
- E-3505 Advice Letter 1596-E of Pacific Gas and Electric Company and Advice Letter 1215-E of Southern California Edison Company. This resolution requires written customer approval in order to release customer information. **Adopted.**
- T-16079 Advice Letter 18926 of Pacific Bell (Pacific). Requests for approval of a local interconnection agreement

- between Pacific and GTE California, Incorporated pursuant to Rule 4.3 of ALJ 174 and Section 252 of the 1996 Telecommunications Act. The Agreement is effective today and supersedes any previous interconnection agreements related to the subject matter discussed within this Agreement. The resolution denies a protest by Sprint Communications Company L.P
Adopted.
- T-16085 Advice Letter 17758 of Pacific Bell (Pacific). Request for approval of budget for California High Cost Fund-A (CHCF-A) administration expenses for 1996, and to recover from the fund the expenses of administering the fund during 1996. This resolution approves the corrected budget amount of \$239,212 for 1996 CHCF-A administration expenses, and authorizes the CHCF-A to reimburse Pacific the corrected amount of \$136,659 for the expenses paid or incurred directly by Pacific in administering the CHCF-A during 1996. **Adopted.**
- T-16086 All incumbent local exchange carriers, facilities-based competitive local carriers, and facilities-based broadband commercial mobile radio service carriers. To establish procedures and guidelines for designating eligible telecommunications carriers pursuant to the Federal Telecommunications Commission's Report and order in the matter of Federal-State Joint Board on Universal Service. **Adopted.**
- TL-18815 Resolution approving issuance of charter-party carrier certificates pursuant to Section 5374 of the Public Utilities Code and approving issuance and transfer of highway carrier authority pursuant to the Commission's contract with the Department of Motor Vehicles as permitted by Vehicle Code Section 34605(b). **Granted.**
- TL-18816 Resolution denying issuance of charter-party carrier authority and highway carrier authority and household goods carrier authority for failure to satisfy statutory provisions of the Public Utilities Code and Commission General Orders. **Granted.**
- W-4070 Advice Letter 980-W of Southern California Water Company, San Dimas District. Order authorizing a rate base offset rate increase producing \$162,333 or 1.49%.

Granted.

- W-4071 Cottonwood Irrigation and Mining Company (CIMC). Order decertificating CIMC. **Adopted.**
- W-4073 Armstrong Valley Water Company. Order authorizing a general rate increase producing additional annual revenues of \$14,600 or 11.3% in 1997. **Adopted.**
- W-4074 Rancho Del Paradiso Water Company. Order authorizing a general rate increase producing additional annual revenues of \$3,150 or 13.4% in 1997. **Adopted.**
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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

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.

- 10/24/97 A96-12-009 Pacific Gas and Electric Company, to identify and separate components of electric rates effective January 1, 1998,
- A96-12-011 San Diego Gas & Electric Company, for authority to unbundle rates and products
- A96-12-019 San Diego Gas & Electric Company, for authority to unbundle rates and products, and 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.

Summary: On October 21, 1997, Jan Smutny-Jones, Executive Director of the Independent Energy Producers Association (IEP), mailed a letter (attached to the notice) to Cmmr. Knight in San Francisco. Copies of the letter were also sent to Cmmrs. Conlon, Duque, Neep and Bilas. In the letter, Smutny-Jones noted IEP's concern that the implementation of restructuring is resulting in unfair advantages for the incumbent utilities. Smutny-Jones quoted and reiterated IEP's support for Cmmr. Knight's observation in a concurring opinion to D97-08-056 that further unbundling of costs associated with utility retail marketing from distribution rates is necessary. IEP urged the Commission to act immediately to eliminate institutional utility advantages and promote true competition wherever possible in the implementation process, and to address the broader implications of restructuring, perhaps through an en bane process.

Filer: IEP

Contact: Michelle Castillo

Phone: (916) 448-9499

10/24/97

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: LATE FILED.

On October 20, 1997, Colin C. Rorrie, Jr., Chairman of the Board of Directors of Medic Alert, and Executive Director of the American College of Emergency Physicians, and Matthew M Sheridan, Vice President, Public Relations, Medic Alert, initiated three separate contacts with Cmmrs. Duque, Conlon, and Bilas in San Francisco. The first contact was with Cmmr. Duque. During the meeting, Rorrie said that he had been associated with the Academy for eighteen years and was well aware that many emergency physicians use Medic Alert's emergency medical information service which is triggered by a call collect using Area Code 209. The second contact was with Cmmr. Conlon. Rorrie again spoke to the efficacy of Medic Alert's service for emergency physicians. Sheridan explained that the call collect 209 number was engraved on Medic Alert emblems instead of an 800 number. The third contact was with Cmmr. Bilas. Again, Rorrie expressed strong support and use by emergency physicians. This ex parte also contains of three letters that were sent to Cmmr. Conlon by W. Gerald Rainer, Past President, The Society of Thoracic Surgeons, and former Medic Alert Director; Barbara Nichols, Director of Medic Alert, and former President of the American Nurses Association; and Colin D. Rorrie, Jr., Chairman of the Board of Medic Alert.

Filer: Medic Alert Foundation

Contact: Public Relations Office

Phone: (209) 669-2409
