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## ***Public Utilities Commission of the State of California***

*Wesley M. Franklin, Executive Director*

*Headquarters*

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

*Southern California Office*

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

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### **Daily Calendar Thursday, October 30, 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

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

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### NOTICES

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

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

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

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

### 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.

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**COMMISSIONER OFFICE HOURS**

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

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

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**PUBLIC MEETINGS & WORKSHOPS**

**Public Meeting**

<i>October 30, 1997 9:30 am - 4 pm</i>	<i>Pacific Gas &amp; Electricity Energy Center 851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b></i>
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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**

<i>October 30, 1997 1 pm - 6 pm and October 31, 1997 8 am - 2 pm</i>	<i>PG&amp;E Energy Center 851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b></i>
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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**

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

<i>November 3, 1997 10 am - 1 pm</i>	<i>Northwestern Pacific Railroad State Building, Room 410 50 "D" Street <b>Santa Rosa</b></i>
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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 <b>Los Angeles</b>
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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, 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 <b>Oakland</b>
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The Administrative Committee of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact 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 <b>Oakland</b>
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The Administrative Committee of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact 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</i> (A brief break will be called prior to lunch)</p>	<p><i>Pacific Gas and Electric Company Energy Center</i> 851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b></p> <p><b>To join via teleconference,</b> <b>dial (303) 633-6216; Passcode 1319404 #</b></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](http://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</i> (A brief break will be called prior to lunch)</p>	<p><i>Pacific Gas and Electric Company Energy Center</i> 851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b></p> <p><b>To join via teleconference,</b> <b>dial (415) 904-2864; Passcode 6687053 #</b></p>
<p>November 7, 1997 10 am - 4 pm</p> <p><i>With a Working Lunch</i> (A brief break will be called prior to lunch)</p>	<p><i>Pacific Gas and Electric Company Energy Center</i> 851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b></p> <p><b>To join via teleconference,</b> <b>dial (303) 633-1880; Passcode 1505225 #</b></p>

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](http://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 10, 1997	<i>Pacific Gas and Electric Company Energy Center</i>
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9:30 am - 4pm	851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b>
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The Technical Advisory Committee of the California Board for Energy Efficiency will meet to discuss the RFP for independent administrators, utility 1998 program plans, standard performance contracts, DSM policy rules, TAC operational issues, and other transition issues. The TAC's subcommittees for residential SPC, nonresidential SPC and new programs will meet during the lunch break and/or following the TAC meeting. The contact person is Beverly Coleman at (415) 564-3082.

**Public Meeting**

November 12, 1997 9:30 am - 4 pm	California Public Utilities Commission 505 Van Ness Ave., Auditorium <b>San Francisco</b>
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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. The Contact person is Linda Rochester (415)703-2770.

**Public Meeting**

November 12, 1997 10 am - 4pm  With a Working Lunch (A brief break will be called prior to lunch)	Sheraton San Diego West Tower 1590 Harbor Island Drive <b>San Diego</b>  <b>To join via teleconference, dial (303) 633-1179; Passcode 1376417 #</b>
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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, update on the advisory committee, update on the Technical Consultants role, update on the Executive Coordinator role, 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**

November 13, 1997 9:30 am - 3:30 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street
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	<i>DDTP Conference Room, Suite 555 Oakland</i>
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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>November 13, 1997 1 pm - 5 pm and November 14, 1997 8:30 am -3:30 pm</i>	<i>Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco</i>
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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, assets and liabilities, contract pay-out dates, 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**

<i>November 14 1997 9 am - 5 pm</i>	<i>California Public Utilities Commission 505 Van Ness Avenue, Room 5305 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, 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>November 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 1, 1997 1 pm - 5 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 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 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 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**

December 15, 1997  
9 am - 5 pm

California Public Utilities Commission  
505 Van Ness Avenue  
**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 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 16, 1997  
9 am - 5 pm

California Public Utilities Commission  
505 Van Ness Avenue  
**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 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**

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**

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.

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**NEW FILINGS**

10/14/97	C97-10-059	Utility Resource Management Group on behalf of the Las Virgenes Unified School District vs. Southern California Edison Company, for overbilling due to erroneous classification as TOU-8 instead of I-6
10/17/97	C97-10-060	Saddiq Khan vs. Pacific Gas and Electric Company, for the installation of a flat rate meter and for the removal of a pole
10/27/97	A97-10-061	SuperShuttle of San Francisco, Inc., for authority to modify its fares and establish revised zones of rate freedom for service between the San Francisco International Airport and points in Santa Clara County. (700 - 16 <sup>th</sup> Street, San Francisco, CA 94107. (415) 558-9593.)

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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

A96-12-009	Pacific Gas and Electric Company, to identify and separate components of electric rates effective January 1, 1998, and
A96-12-011	San Diego Gas and Electric Company, for authority to unbundle rates and products, and
A96-12-019	Southern California Edison Company, proposing the functional separation of cost components for energy, transmission and ancillary services, distribution, public benefit programs and nuclear decommissioning, to be effective 1/1/98 in conformance with D95-12-036 as modified by D96-01-009, the 6/21/96 ruling of assigned Commissioner Duque, D96-10-074, and AB 1890; <b>Petition for Modification of D97-08-056 by the Utility Reform Network and Utility Consumer Action Network.</b>

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

NONE

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**ADVICE LETTER FILINGS**

NONE

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**MISCELLANEOUS TRANSPORTATION ITEMS  
October 30, 1997**

Filings with Safety and Enforcement

10/27/97      TCP-11443-B      Guadalupe Flores Garcia, dba Garcia's Lucky Tours and Charter, 4211 Delta Street, San Diego, CA 92113, Tel. No. (619) 263-4912, application to transfer TCP Class B Certificate from TCP-10543, Manuel L. Mendoza, dba Lucky Tours and Charter, 4211 Delta Street, San Diego, CA 92113, Tel. No. (619) 263-4912

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**ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

R93-04-004      Reed-Commission Order Instituting Rulemaking, open access to bottleneck services and establish framework for network architecture, and related matter-**Prehearing Conference held and completed**

C96-10-004      Walker-Roger Collin, et al. vs. Pacific Bell, **Prehearing Conference held and no report given**

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**REMOVALS FROM CALENDAR**

A96-10-038      Barnett-Pacific Enterprises, Enova Corporation, Mineral Energy Company, et al., **submitted subject to the filing of briefs and hearing set for October 31 removed from calendar**

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**NEW SETTINGS**

**NONE**

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**LAW AND MOTION**

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

11/4/97	9:30 am	NONE SCHEDULED
11/11/97	9:30 am	NONE SCHEDULED
11/18/97	9:30 am	NONE SCHEDULED

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**HEARINGS**

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

**(PHC) = Prehearing Conference**

**(EH) = Evidentiary Hearing**

**(PPH) = Public Participation Hearing**

**(IAM) = Initial Arbitration Meeting**

**(M) = Mediation**

**(OA) = Oral Argument**

**(WS) = Workshop**

**(FPH) = Full Panel Hearing**

**(AH) = Arbitration Hearing**

10/31/97	10:00 am	<b>(PHC)</b> -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,"
ALJ Bushey	C96-12-043	
Comr Knight		<b>Commission Courtroom, San Francisco</b>

11/3/97 ALJ Gottstein Comr Neeper	10:00 am A97-05-002	(EH)-San Diego Gas & Electric Company, for authority to increase its gas and electric revenue requirements to reflect its accomplishments for demand-side management program years 1994, 1995, and 1996, in the 1997 annual earnings assessment proceeding, and
	A97-05-004	(EH)-Southern California Edison Company, for approval of demand-side management shareholder incentives for 1996 program year accomplishments and the second installment of shareholder incentives for the 1994 and 1995 program years, and
	A97-05-005	(EH)-Pacific Gas and Electric Company, for approval of demand-side management shareholder incentives for 1996 program year accomplishments and second claim for incentives for 1995 and some 1994 program year accomplishments, and
	A97-05-026	(EH)-Southern California Gas Company, for authority to increase its gas revenue requirements to reflect its accomplishment for demand-side management program years 1994, 1995, and 1996 in the 1997 annual earnings assessment proceeding, <b>Commission Courtroom, San Francisco (also November 4-6, and 12-13, San Francisco)</b>
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, <b>Board of Supervisors Chambers for El Dorado County, 330 Fair Lane, Placerville</b>
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, <b>The Los Angeles Room, Monterey Marriott, 350 Calle Principal, Monterey</b>
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, <b>Commission Courtroom, San Francisco</b>

11/5/97 ALJ Walwyn Comr Knight	1:00 pm A97-03-004	<b>(OA)</b> -Pacific Bell, for approval of rate reductions to offset the explicit subsidy support ordered in D.96-10-066, <b>Commission Courtroom, San Francisco</b>
11/6/97 ALJ Bushey Comr Knight	9:00 am C97-08-060	<b>(ECP)</b> -Reba Edwards vs. Pacific Bell, for discriminatory treatment and failure to provide acceptable telephone services, <b>Commission Courtroom, San Francisco 11/6/</b>
11/7/97 ALJ Barnett Comr Knight	9:30 am C97-06-035 C97-04-059	<b>(ECP)</b> -Barry Harman vs. Pacific Bell, for failure to transfer service and overbilling, and <b>(ECP)</b> -Barry Harman vs. Pacific Bell for violation of tariff regulation, incorrect billing, and wrongful disconnection of services, <b>Commission Courtroom, Los Angeles</b>
11/7/97 ALJ Rosenthal Comr Duque	10:00 am A97-01-038	<b>(PHC)</b> -California Water Service Company, for an order adopting certain language for use in Rule 15 main extension contracts, <b>Commission Courtroom, San Francisco</b>
11/7/97 ALJ Barnett	10:30 am C97-09-057	<b>(ECP)</b> -Pius X-St. Matthias High School vs. GTE California Inc., for the full \$2,000 education credit, <b>Commission Courtroom, Los Angeles</b>
11/10/97 ALJ Bushey Comr Neeper	10:00 am I97-04-044	<b>(PHC)</b> -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, <b>Commission Courtroom, San Francisco</b>
11/12/97 ALJ Econome Comr Bilas	9:30 am A97-04-005  A97-06-016	<b>(EH)</b> -Unocal California Pipeline Company, to sell and Tosco Corporation to acquire public utility assets pursuant to Section 851 of the Public Utilities Code and to transfer control of a public utility pursuant to Section 854 of the Public Utilities Code, and <b>(EH)</b> -Unocal California Pipeline Company, for authority to remove facilities from common carrier services, <b>Commission Courtroom, San Francisco (also November 13, San Francisco)</b>



11/12/97 ALJ Reed Comr Duque	10:00 am R93-04-003  I93-04-002	<b>(EH)</b> -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 <b>(EH)</b> -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, <b>Commission Courtroom, San Francisco (also November 13 and 14, 17-21, 24-26, and December 1-5, San Francisco)</b>
11/13/97 ALJ Garde Comr Conlon	5:00 pm A97-07-058	<b>(PHC)</b> -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 <b>Church of Good Shepherd, 301 Corral de Tierra, Salinas (PPH) for 6:00 pm, Church of Good Shepherd, 301 Corral de Tierra, Salinas</b>
11/14/97 ALJ Bennett Comr Knight	10:00 am C97-10-038	<b>(ECP)</b> -Jesus G. Gumban vs. Pacific Bell, for billing on a dropped or canceled service, <b>Commission Courtroom, San Francisco</b>
11/17/97 ALJ Bennett Comr Neeper	9:00 am I97-04-045	<b>(EH)</b> -Commission Order Instituting Investigation into the operations and practices of Brittan Communications International, Inc., to determine whether the entity unlawfully switched subscribers' primary interexchange carrier without the subscriber's authorization in violation of Public Utilities Code Section 2889.5, <b>Commission Courtroom, San Francisco (also November 18-20 and 24-25, San Francisco)</b>
11/17/97 ALJ Pulsifer Comr Conlon	10:00 am R95-04-043 I95-04-044	<b>(PHC)</b> -Rulemaking on the Commission's own motion into competition for local exchange service, and <b>(PHC)</b> -Investigation on the Commission's own motion into competition for local exchange service, <b>Commission Courtroom, San Francisco</b>

11/18/97 ALJ Stalder Comr Conlon	10:00 am A95-08-038	( <b>EH</b> )-San Jose Water Company, for authority to increase rates by \$3,867,000 or 4.16% in 1995; \$4,348,000 or 4.43% in 1996; and \$1,713,000 or 1.67% in 1997, in Los Gatos, Saratoga, Monte Sereno, Campbell, portions of San Jose, Cupertino and Santa Clara, and in territory within the County of Santa Clara surrounding and adjacent in these municipalities, <b>Commission Courtroom, San Francisco (also November 19, San Francisco)</b>
11/19/97 ALJ Garde Comr Neeper	9:30 am A97-01-029	( <b>PHC</b> )-San Diego Metropolitan Transit Development Board (MTDB) and City of San Diego (city), for authority to construct an at-grade crossing of two light-rail transit tracks and two freight intercity/commuter rail tracks at Vine Street in the City of San Diego, San Diego County, <b>State Office Building, Office of Administrative Hearings, Room 6022, 1350 Front Street, San Diego</b>
11/20/97 ALJ Garde Comr Conlon	11:00 am I96-04-022	( <b>EH</b> )-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, <b>San Bernardino Field Office of the California Public Utilities Commission, 255 North D Street, Suite 310, San Bernardino</b>
11/20/97 ALJ Bushey Comr Bilas	1:00 pm I97-09-001	( <b>OA</b> )-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, <b>Commission Courtroom, San Francisco</b>
11/24/97 ALJ Mattson Comr Conlon	10:00 am C93-06-007	( <b>PHC</b> )-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, <b>Commission Courtroom, San Francisco</b>

11/25/97 ALJ Henderson Comr Neeper	10:00 am I97-04-013	<b>(EH)</b> -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, <b>Department of Transportation Legal Department, Room 1450, 1120 N Street, Sacramento (also November 26, Sacramento)</b>
12/8/97 ALJ Weiss Comr Conlon	9:30 am C92-04-034	<b>(EH)</b> -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, <b>Commission Courtroom, San Francisco</b>
12/17/97 ALJ Malcolm Comr Conlon	10:00 am A97-07-030	<b>(EH)</b> -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, <b>Commission Courtroom, San Francisco (December 18 and 19, San Francisco)</b>
1/12/98 ALJ Careaga Comr Duque	10:00 am C97-04-025	<b>(EH)</b> -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, <b>Commission Courtroom, San Francisco</b>
1/14/98 ALJ Ramsey Comr Conlon	10:00 am I91-08-029	<b>(EH)</b> -Commission Investigation into the adequacy of facilities equipment, etc., of Southern Pacific Transportation Company, in connection with the transportation of hazardous materials by rail, <b>Commission Courtroom, San Francisco</b>
1/22/98 ALJ Econome Comr Bilas	1:30 pm A97-03-002	<b>(PHC)</b> -Pacific gas and Electric Company, for authority to revise its gas rates and tariffs to be effective 1/1/98, pursuant to D.89-01-040, D.90-09-089, D.91-05-029, D.93-12-058, D.94-07-024, and D.95-12-053, <b>Commission Courtroom, San Francisco (EH), for 10 am, January 26, San Francisco (also January 27-30 and February 2-6, San Francisco),</b>

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, <b>Commission Courtroom, San Francisco</b>
3/30/98 ALJ Patrick Comr Bilas	10:00 am A97-03-015	<b>(EH)</b> -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., <b>Commission Courtroom, San Francisco (also March 31, and April 1-3, San Francisco)</b>

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

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

**NONE FILED**

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### NOTICE OF EX PARTE COMMUNICATIONS

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

10/28/97	A96-07-001	Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company, for approval of a loan guarantee and trust mechanism to fund expenditures up to the amount of \$250 million for development and implementation of an independent system operator (ISO) and a power exchange (PX) by January 1, 1998.
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**Summary:** On October 23, 1997, Sabrina J. Miller, Senior Regulatory Representative,

Pacific Gas and Electric Company (PG&E), initiated a communication with Cmmr. Bilas in San Francisco. Also present were Julie Halligan, adv. to Cmmr. Bilas; Dennis Loughridge, CEO, the California Power Exchange (PX), S. Donley Ritchey, Chairman, PX Governing Board, Sandra McDonald, Vice President of Public Finance, JP Morgan, Bruce Foster, Vice President, Regulatory Affairs, Southern California Edison Company (SCE), Kermit Kubitz, attorney, PG&E, and Les Guliasi, Manager, Regulatory Relations, PG&E. The representative of PX presented a copy of a four-page handout which outlines the development and startup costs, as well as the PX's 1998 operating budget and capital expenditures. The PX also presented a copy of five-page handout which outlines the PX's projected development costs and proposed competitive charges. Both hand-outs are attached to this notice. Loughridge stated that the funds needed for the PX development costs have increased and the primary reasons for the increase are due to the underestimated start-up costs put forth in the original budget projection, as well as the cost for contingencies.

**Filer: PG&E, SoCalEdison, and SDG&E**

**Contact: Heidi Holzhauser**

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

10/28/97            I96-09-002            Commission Investigation into whether the Greenbelt Water Company, Inc., is unable or unwilling to serve its ratepayers, is incapable of financial management, or is unresponsive to the rules, orders, and decisions of the Commission

**Summary:** On October 28, 1997, Laura Tudisco, counsel for the Water Division of the Commission, sent a letter (attached to the notice) to Administrative Law Judge John B. Weiss. The letter described a recent meeting with the Department of Water Resources about the repayment of the Safe Drinking Water Bond Act loan made to the Greenbelt Water Company.

**Filer: CPUC Water Division**

**Contact: Legal Division Receptionist**

**Phone: (415) 703-1858**

10/28/97            A97-10-030            WorldCom, Inc. and Brooks Fiber Properties, Inc., for approval of agreement and plan of merger.

**Summary:** On October 27, 1997, Mary E. Wand, Counsel for Brooks Fiber Properties, Inc. (Brooks), and Kath Thomas, Director of Regulatory and Government Affairs-Western Region, for Brooks, initiated a meeting with Cmmr. Neepner in San Francisco. Fassil Fenikile, adv. to Cmmr. Neepner, was also present. Thomas distributed a copy of the Joint Application A97-10-030, along with the Motion to Shorten Time and Proposed Administrative Law Judge's Ruling (these copies are on file in the Commission Central File Office.) She also distributed a newspaper article and a press release (attached to the notice) announcing the merger. Wand and Thomas explained the transaction and described how it will benefit the California ratepayers as well as competition for telecommunication services. They urged the Commission to approve the application by November 30, 1997.

**Filer: Brooks Fiber Properties, Inc.**

**Contact: Mary McCombs**

**Phone: (415) 268-7607**

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