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

*Wesley M. Franklin, Executive Director*

*Headquarters*

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

*Southern California Office*

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

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

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### **Daily Calendar Thursday, November 13, 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
- 



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 19, 1997	10:00 a.m.	San Francisco
December 3, 1997	10:00 a.m.	San Francisco
December 16, 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.

**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>

**PUBLIC MEETINGS & WORKSHOPS**

**Public Meeting**

November 13, 1997 9:30 am - 3:30 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b>
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The Equipment Program Advisory Committee of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Sara Brucker at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

November 13, 1997 1 pm - 5 pm and November 14, 1997 8:30 am - 3:30 pm	Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b>
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The 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**

November 14 1997 9 am - 5 pm	California Public Utilities Commission 505 Van Ness Avenue, Room 5305 <b>San Francisco</b>
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The Administrative Committee of the Electric Education Trust (EET) will hold a public meeting to conduct business related to establishing the trust and realizing its mission. The agenda includes, among other things, **presentation by staff counsel**, 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 9:30 am - 4 pm	Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b>
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The 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 17, 1997 10 am - 4pm</p> <p>With a Working Lunch (A brief break will be called prior to lunch)</p>	<p>Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco</p> <p>To join via teleconference, dial (303) 248-1059; Passcode 3934904</p>
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As provided for in Public Utilities Commission D.97-09-117, one or more LIGB members may be participating in this meeting via teleconference. Members of the public may be participating in this meeting via teleconference. Members of the public may participate in the meeting by **calling (303) 248-1059**.

The Low Income Governing Board Advisory Committee will meet to discuss the following agenda items: continuation in addressing issues related to transition, planning for upcoming meetings, 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. Members of the Public: If you would like to purchase a box lunch (\$10) please call Amy Hopper no later than Thursday, November 13, 1997.

**Public Meeting**

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

**Public Meeting**

<p>November 17, 1997 1:30 pm - 4:00 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue Room 3204 San Francisco</p>
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The Universal Lifeline Telephone Service (ULTS) Administrative Committee will hold its regularly scheduled monthly meeting to approve the payment of telephone claims, review and approve administrative expenses, authorize administrative transfer, approve the 1988 Administrative Budget, and other general administrative matters.

If you would like to join the meeting by phone conference or receive a copy of the agenda, please notify Vivien Wright, Executive Assistant, five (5) working days in advance of the meeting at (510) 452-2757.

**Public Meeting**

<p>November 18, 1997 10 am - 4pm</p> <p>With a Working Lunch (A brief break will be called prior to lunch)</p>	<p>Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco</p> <p>To join via teleconference at your own expense: dial (415) 904-2864; Passcode 6687053#</p>
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As provided for in Public Utilities Commission D97-09-117, one or more LIGB members may be participating in this meeting via teleconference. Members of the public may participate in the meeting by calling **415/904-2864 on November 18, 1997.**

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, Technical Consultants projects, update on the Executive Coordinator role, new Board member identification, address policy planning issues on critical path, and develop agenda for the 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.

**Public Meeting**

<p>November 19, 1997 (Wednesday) 9:30 am - 12:00 noon</p>	<p>California Public Utilities Commission 505 Van Ness Avenue, Room 3204 (Corner of Van Ness Avenue and McAllister Street) San Francisco</p>
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The Interim Administrative Committee for the California High Cost Fund B and the California Teleconnect Fund will hold its 8th meeting to review comments filed by interested parties on its motion filed on October 29, 1997, and to discuss administrative matters. The contact person for this meeting is Angela Young at (415)703-2837.

**Public Meeting**

<p>November 19, 1997 Lottery begins at 1:30 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue, Room 4211 (NEW ROOM #) (Corner of Van Ness Avenue and McAllister Street) San Francisco</p>
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The Telecommunications Division of the California Public Utilities Commission will be conducting a lottery to determine allocations of central office codes (NXXs) in the 209, 213, 310, 408, 415/650, 510, 619, 714, 760, 805, 818/626 and 916/530 area codes pursuant to the provisions of D.96-09-087. Applications for NXXs should be submitted to the California Code Administrator prior to close of business November 11, 1997. For information on the lottery process, call (415) 703-1128. If specialized accommodations for the disabled are needed, call the Public Advisor at (415) 703-2032 five working days in advance of the event.

**Informational Hearing**

November 20, 1997 10:00 am - 3:00 pm	Long Beach Public Library 101 Pacific Avenue <b>Long Beach</b>
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The purpose of this meeting is to identify the causes of the situation that the Union Pacific Railroad is currently experiencing in California, including at the Los Angeles and Long Beach Ports and to determine the extent of that situation upon service and safety. The scope of the meeting will include the effects on UP, the shippers that use UP, and other railroads. **If you would like to speak at this meeting, please sign up in advance with the Public Advisor's office by November 18 by calling (213) 897-3544.**

**Public Meeting**

November 24, 1997 10:00 am - 2:00 pm	Natural Resources Defense Council 71 Stevenson Street, Suite 1825 <b>San Francisco</b>
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The New Programs Subcommittee of the Technical Advisory Committee for the California Board for Energy Efficiency will meet to discuss the scope of issues for the subcommittee, how to address short- and long-term issues, future programs and recommendations for the transition from the interim administrators, the next steps for the subcommittee, and the subcommittee's report to the TAC during its December 2, meeting. The contact person is Sheryl Carter at (415) 777-0220.

**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) <b>San Francisco</b>
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The Equipment Program Advisory Committee of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Sara Brucker at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

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

**Public Meeting**

<i>December 5, 1997 9 am - 5 pm</i>	<i>Double Tree Club Hotel (Orange 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.

**NEW FILINGS**

10/16/97	C97-10-084	Wayne P. Seller and Residents of Morongo Valley vs. Airtouch Los Angeles, for relocation of tower to a non-residential area
10/31/97	I95-04-044	<b>Petition #91</b> of Covad Communications Company, for a certificate of public convenience and necessity to provide facilities-based and resale interLATA, intraLATA, high-speed private line, local exchange, and switched local access telecommunications service within the service areas of Roseville Telephone Company and Citizens Telephone Company
10/31/97	I95-04-044	<b>Petition #92</b> , ICG Telecom Group, Inc., for authority to provide local exchange services as a competitive local carrier within the service territories of Roseville Telephone Company and Citizens Telephone Company
11/6/97	C97-11-014	Joanne Carey vs. Pacific Gas and Electric Company, for failure to cease its unsafe practice of allowing fumigation personnel to terminate gas services at a structure being fumigated
11/7/97	A97-11-012	Pacific Gas and Electric Company, for authority to increase the price of water delivered to the El Dorado Irrigation District from the El Dorado Project, effective in 1998 and 1999
11/10/97	A97-11-013	Tel-Link, L.L.C., for a certificate of public convenience and necessity of local exchange service as a reseller of telecommunications service

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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

10/15/97	A96-12-009	Pacific Gas and Electric Company, to identify and separate components of electric rates effective January 1, 1998, and
	A96-12-011	San Diego Gas and Electric Company, for authority to unbundle rates and products, and
	A96-12-019	Southern California Edison Company, proposing the functional separation of cost components for energy, transmission and ancillary services, distribution, public benefit programs and nuclear decommissioning, to be effective 1/1/98 in conformance with D95-12-036 as modified by D96-01-009, the 6/21/96 ruling of assigned

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Commissioner Duque, D96-10-074, and AB 1890;  
**Petition for modification of D.97-08-056 by  
Southern California Edison Company**

10/29/97

**Petition for modification of D.97-08-056 by San  
Diego Gas and Electric Company**

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

11/12/97      A90-09-043      In the Matter of the Joint Application of GTE  
Corporation and Contel Corporation; and  
A95-12-006      In the Matter of the Application of Contel of California,  
Inc., (U 1003 C) to restructure intrastate rates and  
charges and to implement a New Regulatory Framework  
for telephone service within the State of California; and  
I96-03-021      Order Instituting Investigation into the rates, charges,  
service, practices, and regulation of Contel of California,  
Inc., (U 1003 C); **Proposed Decision of ALJ Mattson**

11/12/97      R92-03-050      Order Instituting Rulemaking on the Commission's own  
motion to consider the line extension rules of electric and  
gas utilities; and  
A91-06-016      Request by Pacific Gas and Electric Company to File  
New Form 79-875 for Temporary Service Agreements  
for both Gas and Electric Service; **Draft Decision of  
ALJ Patrick**

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**ADVICE LETTER FILINGS**

**NONE**

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**MISCELLANEOUS TRANSPORTATION ITEMS**

**November 13, 1997**

Filings with Safety and Enforcement

11/7/97      TCP-6436-A      H. I. S. Tours USA, Inc., 900 Wilshire Boulevard,  
#1440, Los Angeles, CA 90017, terminal address: 2101  
E. Washington Boulevard, Los Angeles, CA 90028,

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11/10/97	TCP-11473-A	application for new TCP Class A Certificate Champagne Coaches, Inc., 1629 Doolittle Drive, San Leandro, CA 94577, Tel. No. (510) 613-1136, application for new TCP Class A Certificate
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**ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

A97-04-005 A97-06-016	Econome-Unocal California Pipeline Company, to sell and Tosco Corporation to acquire assets, etc., and related matter, <b>Evidentiary Hearing held ;A.97-04-005 submitted; A.97-06-016 continued to a date to be set</b>
C97-09-039	Bennett-Forest Lake Christian School, Inc., vs. Pacific Bell, <b>Telephone Prehearing Conference held and completed</b>
R93-04-003 I93-04-002	Reed-Commission Order Instituting Rulemaking, framework for network architecture development of dominant carrier networks, and related matter, <b>Evidentiary Hearing held and continued to 9 am, November 13, San Francisco</b>

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**REMOVALS FROM CALENDAR**

NONE

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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.

11/18/97	9:30 am	NONE SCHEDULED
11/25/97	9:30 am	NONE SCHEDULED
12/2/97	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**

**(OA) = Oral Argument**

**(EH) = Evidentiary Hearing**

**(WS) = Workshop**

**(PPH) = Public Participation Hearing**

**(FPH) = Full Panel Hearing**

**(IAM) = Initial Arbitration Meeting**

**(AH) = Arbitration Hearing**

**(M) = Mediation**

11/13/97	9:00 am	<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
ALJ Reed	R93-04-003	
Comr Duque		
	I93-04-002	<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 14, 17-21, 24-26, and December 1-5, San Francisco)</b>
11/13/97	5:00 pm	<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
ALJ Garde	A97-07-058	
Comr Conlon		<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	10:00 am	<b>(ECP)</b> -Jesus G. Gumban vs. Pacific Bell, for billing on a dropped or canceled service,
ALJ Bennett	C97-10-038	
Comr Knight		<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>
11/18/97 ALJ Bushey Comr Bilas	10:00 am 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>
11/19/97 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	1:30 pm	(PHC)-CABAC, Inc., for authority to operate as an “on call” passenger stage corporation, pursuant to Section 1031 of the California Public Utilities Code, In Los Angeles and other counties, and
ALJ Bennett	A97-06-011	
Comr Duque		
Comr Neeper	A97-06-012	(PHC)-B.A.D.D.J., Inc., for authority to operate as an “on-call” passenger stage corporation, pursuant to Section 1031 of the California Public Utilities Code, in Los Angeles and other counties, and
	A97-06-013	(PHC)-AMRAT, Inc, for authority to operate as an “on-call” passenger stage corporation, pursuant to Section 1031 of the California Public Utilities Code, in Los Angeles and other counties, and
	A97-07-041	(PHC)-Rideshare Port Management LLC, dba Prme Time Shuttle, for authority to operate as a passenger stage corporation between points in Los Angeles and other counties, and
	A97-09-041	(PHC)-David Regwan, dba Prime Time Shuttle of Ventura, Orange and Los Angeles Counties, to sell and Amrat, Inc., a California Corporation, to purchase, granted by D.90-03-06 n Application 89-08-029, pursuant to Sections 854 and 1036(b) of the California Public Utilities Code, and establish a zone of rate freedom, <b>Commission Courtroom, Los Angeles</b>
11/24/97	10:00 am	(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, <b>Commission Courtroom, San Francisco</b>
ALJ Mattson	C93-06-007	
Comr Conlon		
11/25/97	10:00 am	(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, <b>Department of Transportation Legal Department, Room 1450, 1120 N Street, Sacramento (also November 26, Sacramento)</b>
ALJ	I97-04-013	
Henderson		
Comr Neeper		

11/26/97 ALJ Bennett Comr Neeper	1:30 pm C97-08-066	<b>(PHC)</b> -Robert McCormick vs. Yosemite Spring Park Utility, for sub-standard water service, <b>Telephone Prehearing Conference</b>
12/2/97 ALJ Bennett	10:30 am C97-10-077	<b>(ECP)</b> -Whiskey Run Homeowners Association vs. Kirkwood Gas and Electric Company, for relief from the payment for electricity used by a commercial unit not associated with the homeowners association, <b>Office of Governmental Affairs, 1227 O Street, Fourth Floor, Sacramento</b>
12/4/97 ALJ Bennett	10:00 am C97-10-079	<b>(ECP)</b> -Leonard Bruno vs. California Real Estate Cellular Service Corp, dba AirTel, for unauthorized charges or calls not made by complainant, <b>Commission Courtroom, San Francisco</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>
1/9/98 ALJ Barnett	10:00 am C97-10-076	<b>(ECP)</b> -Lorna Shofner vs. D.C.N. Wireless, for overbilling and unfair business practices, <b>Commission Courtroom, Los Angeles,</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>(PHC)</b> -Investigation on the Commission's own motion into the causes of recent derailments of Southern Pacific Transportation Company trains, compliance of Southern Pacific with applicable laws, rules, and regulations, the existence of any local safety hazards, and recommendations for improvements in state and federal laws or regulations, <b>Commission Courtroom, San Francisco</b>
1/9/98 ALJ Barnett	10:30 am C97-10-078	<b>(ECP)</b> -Fariborz Hamzel vs. Pacific Bell, for unauthorized ISDN calls, <b>Commission Courtroom, State Office Building, 107 S. Broadway, Los Angeles</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>
3/16/98 ALJ Bushey Comr Knight	9:00 am C96-12-043	<b>(EH)</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," <b>Commission Courtroom, San Francisco (also March 17-18, 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.*

11/7/97	A96-03-031	<b>CORRECTION FROM THE DAILY CALENDAR OF 11/12/97.</b> Southern California Gas Company, for authority to revise its rates effective 1/1/97, in its Biennial Cost Allocation Proceeding, for a total reduction in annual revenue of approximately \$147.9 million (5.7%), and
	A96-04-030	San Diego Gas & Electric Company, for authority to revise its rates effective January 1, 1997 in its Biennial Cost Allocation Proceeding for an approximately \$42 million decrease over presently authorized revenues

**Summary: LATE FILED.** On October 30, 1997, Edward G. Poole, counsel for Save Our Service Coalition (SOS), delivered a letter (attached to this notice) to Administrative Law Judge Jeffrey O'Donnell. The letter was to serve as supplement to a Request for Award of Compensation filed by SOS on July 3, 1997. The letter indicates that the total fee request for all participants be changed from \$62,690.13 to \$61,977.63.

**Filer: Save Our Service Coalition**

**Contact: Ramona Percelle**

**Phone: (415) 956-6413**

11/10/97	A96-12-047	GTE Card Services Incorporated, to expand its certificate of public convenience and necessity to include provisions of facilities-based local exchange service
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**Summary: LATE FILED.** On November 3, 1997, Elena Schmid, Director of the Office of Ratepayer Advocates (ORA), sent a letter (attached to notice) to Cmmrs. Conlon, Bilas, Duque, Knight, and Neeper. The letter stated that there were anticompetitive and cross subsidization concerns with the proposal of GTE Card Services to provide facilities-based local exchange service in competition with GTE California Incorporated (GTEC) in GTEC's service territory. GTE Corporation, their parent, would have the incentive to pursue strategies, including shifting profitable customers from GTEC to GTE Card Services, which would maximize GTE's profits at the expense of GTEC's revenues and net income.

**Filer: Office of Ratepayer Advocates**

**Contact: Susie Toy**

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

**E-Mail: [mnt@cpuc.ca.gov](mailto:mnt@cpuc.ca.gov)**

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