
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, December 9, 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

December 16, 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.

The Payphone Service Provider's Enforcement Committee has proposed a Charter for approval by the CPUC. A protest must be made in writing and received within 20 days from the date of this calendar item. Protest must be delivered to Director, Telecommunications Division, 505 Van Ness Ave., Room 3203, 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 centers 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>
12/10/97, 9 am - 12 pm	Josiah L. Neeper	State Office Building 1350 Front Street, Room 4006

San Diego

PUBLIC MEETINGS AND WORKSHOPS

Public Meeting

<i>December 9, 1997 10 am - 4pm</i>	<i>Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco</i>
<i>With a Working Lunch (A brief break will be called prior to lunch)</i>	<i>To join via teleconference at your own expense: dial (415) 904-2864; Passcode 6687053#</i>

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 December 9, 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, December 10 filling, 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. Amy Hopper is the contact person at (510) 251-2888, extension 2015.

Public Meeting

<i>December 10, 1997</i>	<i>California Public Utilities Commission 505 Van Ness Avenue, Room 4300 San Francisco</i>
	<i>To join via teleconference at your own expense: dial (415) 904-2864; Passcode 6680753#</i>

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 December 10, 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, December 10 filing, update on the Executive Coordinator role, new Board member identification, 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

<i>December 11, 1997 9:30 am - 3:30 pm</i>	<i>Deaf and Disabled Telecommunications Program 1939 Harrison Street 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 THIS MEETING HAS BEEN CANCELLED!

<i>December 11, 1997 9:30 am - 4pm</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 the RFP for independent administrators and governing rules, utility pre-1998 commitments, assets and liabilities, program funding levels, the CBEE 1988 budget, work plan and other Board operational matters, utility 1998 program plans and associated reports to and decisions by the ALJ, 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.

Workshop Meeting

<i>December 12, 1997 10 am</i>	<i>Opera Plaza Recreation Room Mezzanine Level 601 Van Ness Avenue San Francisco</i>
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San Diego Gas & Electric Company (SDG&E) will hold a workshop in accordance with Ordering Paragraph No. 4 of CPUC Decision 97-04-067. The purpose of the workshop is to explain SDG&E's Distribution PBR proposal and to solicit the views and concerns of interested parties. **Please RSVP to Monica Wiggins by phone (619) 696-4056 or fax (619) 696-4027 no later than Tuesday, December 9, 1997.**

Public Meeting

<i>December 15, 1997 9 am - 5 pm</i>	<i>Caltrans (REVISED LOCATION) 370 - 3rd Street 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

<p><i>December 15, 1997</i> <i>2 pm - 4 pm</i></p>	<p><i>Onsite Energy</i> <i>701 Palomar Airport Road, Suite 200</i> <i>Carlsbad</i></p>
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The Nonresidential SPC Subcommittee of the Technical Advisory Committee for the California Board for Energy Efficiency will meet to discuss (1) evaluation of SPC programs, including success indicators; (2) public information and outreach concerning SPC programs introduced by interim administrators 1998; and (3) coordinating the Subcommittee's input to the CBEE. The contact person is Richard Sperberg at (760) 931-2400.

Public Meeting

<p><i>December 16, 1997</i> <i>9 am - 5 pm</i></p>	<p><i>Caltrans (REVISED LOCATION)</i> <i>370 - 3rd Street</i> <i>San Francisco</i></p>
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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

<p><i>December 16, 1997</i> <i>9:30 am - 6 pm</i> <i>and</i> <i>December 17, 1997</i> <i>8:30 am - 2:30 pm</i></p>	<p><i>Pacific Gas and Electric Company Energy Center</i> <i>851 Howard Street</i> <i>(1 block west of the Moscone Center)</i> <i>San Francisco</i></p>
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The California Board for Energy Efficiency will meet on December 9:30 am to 12 pm to receive public comments on the proposed RFP for independent administrators and from 1-6 pm on December 16 and on December 17 to discuss the RFP and governing rules, the Board's response to comments on the RFP; program analysis and evaluation plans; utility 1998 program plans and associated reports to and decisions by the ALJ; utility RFPs for third-party programs; reports from or direction to the technical consultants and Technical Advisory Committee, Board operational matters, and other Board filings. The contact person is Nancy Licht of Wm. Nesbit & Associates, (707) 523-1663.

Public Meeting

<p>December 16, 1997 10 am - 4pm</p> <p>With a Break for 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) 633-1013; Passcode 2362359#</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 also participate in the meeting on **December 16, 1997** by calling **303-633-1013**.

The Low Income Governing Board will meet to discuss the following agenda items: Chairperson's report, review meeting minutes, discuss legal issues, Technical Consultants projects, address budget planning/financial status, update on the Advisory Committee, 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. Amy Hopper is the contact person at (510) 251-2888, extension 2015.

Public Meeting

<p>December 17, 1997 10 am - 4pm</p> <p>With a Break for 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) 633-1880; 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 **303-633-1880** on **December 17, 1997**.

The Low Income Governing Board Advisory Committee will meet to discuss the following agenda items: Continuation in addressing issues related to the transition of the programs and planning for upcoming meetings. 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.

Public Meeting

<p>December 17, 1997 1 pm - 5 pm</p>	<p>Natural Resources Defense Council 71 Stevenson Street, Suite 1825 San Francisco</p>
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The New Programs Subcommittee of the Technical Advisory Committee for the California Board for Energy Efficiency will meet to discuss (1) the program and portfolio planning process, (2) environmental externalities, and (3) data and information necessary for evaluation, and (4) the subcommittee's report to the TAC during its December 18 meeting. The contact person is Sheryl Carter at (415) 777-0220.

Public Meeting

<i>December 17, 1997 1:30 am - 4 pm</i>	<i>California Public Utilities Commission 505 Van Ness Avenue, Room 3204 (Corner of Van Ness Avenue and McAllister Street) San Francisco</i>
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The Universal Lifeline Telephone Service (ULTS) Trust Administrative Committee will hold its regularly scheduled monthly meeting to approve the payment of telephone claims, review and approve administrative expenses, finalize the January through June 1998 Administrative Committee meeting dates, 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 (510) 452-2757.

Public Workshop and Public Meeting

<i>December 18, 1997 9 am - 1 pm and 1 pm - 4 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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A Public Workshop will be conducted by the Technical Services Consultants to the California Board for Energy Efficiency to discuss (1) definitions, (2) cost-effectiveness tests and their application, (3) measures of performance and evaluation, and (4) methods to classify programs.

The Technical Advisory Committee for the California Board for Energy Efficiency will meet to discuss SPC program performance indicators; New Program and SPC subcommittee activities and work products; 1998 program changes based on recent CPUC decisions; TAC membership activities, including the recent TAC membership survey, and agenda planning for 1998. The contact person is Beverly Coleman (415) 564-3082.

Public Meeting

<i>December 19, 1997 10 am - 4 pm</i>	<i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland</i>
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The California Relay Service Advisory Committee of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Sara Brucker at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or

scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

Public Meeting

<i>January 8, 1998 (Thursday)</i>	<i>California Public Utilities Commission 505 Van Ness Avenue, Room 3204 (Corner of Van Ness Avenue and McAllister Street) San Francisco</i>
<i>9:30 am - 12:00 noon</i>	

The Interim Administrative Committee for the California High Cost Fund B and the California Teleconnect Fund will hold its 9th meeting to discuss the status of 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.

NEW FILINGS

12/4/97	A97-12-004	Pacific Gas and Electric Company, for an order granting PG&E permission to use natural gas-based financial instruments to manage gas costs associated with natural gas purchased for utility electric generation
12/4/97	A97-12-005	Pacific Gas and Electric Company, for an order granting PG&E permission to use gas-based financial instruments to manage the impact of Natural Gas Prices on the Cost of Electricity under existing power purchase agreements
12/4/97	A97-12-006	National Telecom, Inc., dba Nations Telecom Network, for registration as an Interexchange Carrier Telephone Corporation

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

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

NONE

ADVICE LETTER FILINGS

NONE

MISCELLANEOUS TRANSPORTATION ITEMS

December 9, 1997

Filings with Safety and Enforcement

NONE

ADJOURNMENTS * RESETTINGS * SUBMISSIONS

- R93-04-003 Reed-Commission Order Instituting Rulemaking, open access to bottleneck services, et al., **Evidentiary Hearing held and continued to 9 am, December 9, San Francisco**
- C92-04-034 Weiss-Castlerock Estates Inc., Bruce B. Breiholz vs. Toro Water Services, Inc., **Evidentiary Hearing held and continued to a date to be set**
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REMOVALS FROM CALENDAR

NONE

NEW SETTINGS

NONE

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.

12/9/7	9:30 am	NONE SCHEDULE
12/16/97	9:30 am	NONE SCHEDULE
12/23/97	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

12/9/97	9:00 am	(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
ALJ Reed	R93-04-003	
Comr Duque		
	I93-04-002	(EH) -Commission Order Instituting Investigation on the Commission's own motion into open access and network architecture development of dominant carrier architecture development of dominant carrier networks, Commission Courtroom, San Francisco (also December 10, San Francisco)

12/9/97 ALJ Stalder Comr Conlon	9:30 am A90-12-018 I91-02-079	(EH) -Southern California Edison Company, generate rate increase for electric service for 1992 in the amount of \$440 million, and (EH) -Commission Investigation into the rates, charges, and practices of Southern California Edison Company, Commission Courtroom, San Francisco
12/9/97 ALJ Henderson Comr Neeper	10:00 am A96-10-022	(PHC) -San Diego Gas & Electric Company, for annual energy cost adjustment clause for the period from 5/1/97 to 4/30/98, Commission Courtroom, San Francisco
12/9/97 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
12/9/97 ALJ Wetzell Comr Conlon	2:00 pm A97-09-049	(PHC) -San Diego Gas & Electric Company, for a permanent gas procurement performance-based ratemaking mechanism, Commission Courtroom, San Francisco
12/10/97 ALJ Henderson Comr Duque	10:30 am C97-05-028	(EH) -Clark and Gudrun Beck vs. Bishop Water Company and California American Water Company, for inadequate operational and structural maintenance of a 200,000 gallon water storage tank Seaside Community Center, Room C, 986 Hillby Street, Seaside
12/11/97 ALJ Walker Comr Duque	10:00 am C96-10-004	(EH) -Roger Collin, Georgia Collin, and Charles Acker vs. Pacific Bell, for improper rates and toll chares, Greenwood Community Church, 5921 South Highway 1, Elk, California (also December 12, Elk)
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)

1/7/98 ALJ McVicar Comr Duque	9:00 am C97-08-054	(EH) -Carl Brandstetter vs. Holiday Retreats, Inc., Paul Derebery, Surinder S. Dang, and Gurinder Singh, for serving water without authority, Council Chambers, City Hall, 3900 Main Street, Riverside
1/9/98 ALJ Barnett Comr Neeper	10:00 am C97-10-076	(ECP) -Lorna Shofner vs. D.C.N. Wireless, for overbilling and unfair business practices, Commission Courtroom, Los Angeles,
1/9/98 ALJ Barnett Comr Duque	10:30 am C97-10-078	(ECP) -Fariborz Hamzel vs. Pacific Bell, for unauthorized ISDN calls, Commission Courtroom, State Office Building, 107 S. Broadway, Los Angeles
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
1/12/98 ALJ Patrick ALJ Stalder Comr Conlon	10:00 am A96-05-045 A97-05-050	(EH) -Southern California Edison Company, for authority to freeze rates t their current levels by deferring a \$1.7 million rate decrease, plus interest to 1998, for a finding that 1/1/97 balances in the energy cost adjustment clause (ECAC) and electric revenue adjustment mechanism (ERAM) accounts are reasonable, for authority to set aside overcollection in the ECAC and ERAM accounts as of 12/31/96 to reduce the level of competition transition cost, for authority to revise its incremental energy rate, the energy reliability index and avoided capacity cost pricing, and for a review of the reasonableness of Edison's operations during the period from April 1, 1995, through March 31, 1996, and (EH) -Southern California Edison Company, for review of the reasonableness of operations during the period from April 1 1996, through March 31, 1997 (Reasonableness Phase), Commission Courtroom, San Francisco

1/14/98 ALJ Ramsey Comr Conlon	10:00 am I91-08-029	(PHC) -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, 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),
1/27/98 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 January 28, San Francisco)
1/30/98 ALJ Walker Comr Duque	7:00 p.m. C97-09-054	(PHC) -Robert W. Merwin vs. Citizens Communications, for arbitrary definition of service areas, Jean Harvie Community Center, 14273 River Road, Walnut Grove
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

2/10/98	10:00 am	(PHC)-Pacific Gas and Electric Company, for recovery of 1996 capital additions costs, and,
ALJ Malcolm	A97-10-014	
Comr Bilas	A97-10-015	(PHC)-San Diego Gas & Electric Company, for competition transition charge recovery of 1996 capital additions, and
	A97-10-024	(PHC)-Southern California Edison Company, for authority to recover capital additions to its fossil generating facilities made between 11/1/96 AND 12/31/96,
		Commission Courtroom, San Francisco (EH) for 10 am, March 9, San Francisco (also March 10-13, San Francisco)
2/18/98	9:30 am	(EH)-Tel-Save, Inc. of Pennsylvania, dba The Phone Company, for a certificate of public convenience and necessity to operate as a reseller of local exchange service,
ALJ Garde	A96-12-050	
Comr Neepser		Commission Courtroom, San Francisco (also February 19, San Francisco)
3/16/98	9:00 am	(EH)-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		Commission Courtroom, San Francisco (also March 17-18, San Francisco)
3/30/98	10:00 am	(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.,
ALJ Patrick	A97-03-015	
Comr Bilas		Commission Courtroom, San Francisco (also March 31, and April 1-3, San Francisco)

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.

12/5/97 A95-10-024 Pacific Gas and Electric Company, for authorization to implement a plan of reorganization which will result in a holding company structure.

Summary: On December 2, 1997, Gordon R. Smith, President and Chief Executive Officer, Pacific Gas and Electric Company (PG&E), delivered a letter to Cmmrs. Conlon, Knight, Duque, Neep, and Bilas in San Francisco. Copies of the letter were also provided to ALJ Econome; James Hendry and John Scadding, advs. To Cmmr. Conlon; Dorothy Duda and Robert Lane, advs. To Cmmr. Knight; Michelle Cooke, adv. to Cmmr. Duque; David Gamson, adv. to Cmmr. Neep; and Julie Halligan, adv. to Cmmr. Bilas. In the letter, Smith stated his concerns regarding both the audit report of PG&E's affiliate transactions conducted by Overland Consulting and supervised by the Office of Ratepayer Advocates (ORA), and the circumstances surrounding its release. Smith stated that any affiliate transaction accounting errors that resulted in charges to customers are unacceptable, that any such errors were unintentional, and, that PG&E is committed to fully reimbursing customers for any inappropriate charges.

Filer: Pacific Gas and Electric Company

Contact: Heidi Holzhauser

Phone: (415) 972-5611

12/5/97 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.

Summary: On December 2, 1997, Gary L. Schoonyan, Director, Southern California Edison Company (Edison), contacted Bob Lane, adv. to Cmmr. Knight in San Francisco. Schoonyan expressed Edison's desire for the Commission to find that the ISO/PX

development and start-up costs qualify for Section 376 treatment. He indicated that Section 376 clearly supports the requested treatment for any implementation funds Edison expends, be they one-time or as a result of on-going up-lift charges.

Filer: Southern California Edison Company

Contact: Barbara Cao

Phone: (626) 302-2310

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|---------|------------|--|
| 12/5/97 | A96-08-001 | Pacific Gas and Electric Company, for approval of valuation and categorization of non-nuclear generation related sunk costs eligible for recovery in the competition transition charge, |
| | A96-08-006 | San Diego Gas & Electric Company, to identify and value the sunk costs of its non-nuclear generation assets, |
| | A96-08-007 | Southern California Edison Company, to identify and value the sunk costs of its non-nuclear generation assets, |
| | A96-08-070 | Pacific Gas and Electric Company, to establish the competition transition charge, |
| | A96-08-071 | Southern California Edison Company, to estimate transition costs and establish a transition cost balancing account; transition cost executive summaries; transition cost policy; transition cost collection; 1998 market price used to determine transition costs; transition costs for nuclear generation; transition costs for fossil generation; fuel and fuel transportation contract obligations; plant-related sunk costs and rate base for fossil generation; transition costs for hydro generation; transition costs arising from interutility contracts; transition costs for regulatory assets, obligations, and balancing accounts; early retirement, severance, and retraining transition costs; and transition costs ratemaking attached, and |
| | A96-08-072 | San Diego Gas & Electric Company, to estimate transition costs and establish a transition cost balancing account; prepared direct testimony attached. |

Summary: On December 2, 1997, Karen Mills, attorney for the California Farm Bureau Federation, met with Cmmr. Bilas, in San Francisco. Mills discussed the proposed decision (PD). Mills stated that any methodology other than a residual calculation of CTC, which sets all other components and attributes the remainder to CTC, violates Commission policy and AB 1890 and will result in cost shifting. Mills stated that CTC tracking by rate group will require several adjustments to make-up for its inconsistency with various provisions of AB 1890, thereby increasing potential for cost shifting. Mills stated that the PD indicates consideration will be given to adjusting June 1996 levels of marginal cost allocations for CTC determination. Mills stated that any such adjustment would clearly be inconsistent with AB 1890 and would require extensive resources to determine the final allocation during the transition period. Mills stated that the agricultural class is an ever shrinking customer group, and that CTC tracking by ate group would greatly disadvantage any group

whose electrical load shrinks during the transition period. Mills lastly stated that a reasonable solution to address the concerns of ORA and the Energy Division with the residual calculation of CTC was prepared, is included in the Workshop Report and should be adopted.

Filer: California Farm Bureau Federation

Contact: Nancy Bogart

Phone: (916) 561-5651

Summary: On December 2, 1997, Karen Mills, attorney for the California Farm Bureau Federation (CFBF) met with James Hendry, advisor to Cmmr. Conlon, in San Francisco. Mills discussed the proposed decision (PD). Mills stated that any methodology other than a residual calculation of CTC, which sets all other components and attributes the remainder to CTC, violates Commission policy and AB 1890 and will result in cost shifting. Mills stated that CTC tracking by rate group will require several adjustments to make-up for its inconsistency with various provisions of AB 1890, thereby increasing potential for cost shifting. Mills stated that the PD indicates consideration will be given to adjusting June 1996 levels of marginal cost allocations for CTC determination. Mills stated that any such adjustment would clearly be inconsistent with AB 1890 and would require extensive resources to determine the final allocation during the transition period. Mills stated that the agricultural class is an ever shrinking customer group, and that CTC tracking by ate group would greatly disadvantage any group whose electrical load shrinks during the transition period. Mills lastly stated that a reasonable solution to address the concerns of ORA and the Energy Division with the residual calculation of CTC was prepared, is included in the Workshop Report and should be adopted.

Filer: California Farm Bureau Federation

Contact: Nancy Bogart

Phone: (916) 561-5651

12/5/97 A97-03-052 California-American Water Service 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.

Summary: THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION WHICH WAS FILED ON 12/1/97 AND APPEARED IN THE CALENDAR OF 12/3/97. On November 24, 1997, a written communication was sent by mail to ALJ Kotz in San Francisco. The communications was in the form of a written request asking if a Newsweek Magazine article from the November 17, 1997 issue of Newsweek Magazine entitle "Dams Are Not Forever" constituted an ex parte communication. The article is attached to the notice.

Filer: Lou Haddad

Contact: Lou Haddad

Phone: (408) 646-1094