
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 16, 1997

- Regular Commission Meetings
 - Notices
 - Subscription Information (Daily Calendar and Agenda)
 - Commissioner Office Hours
 - Public Meetings and Workshops
 - New Filings
 - Petitions for Modification of Applications for Rehearing
 - Draft Decisions/Proposed Decisions/Alternates/Arbitrator's Reports
 - Advice Letter Filings
 - Miscellaneous Transportation Items
 - Adjournments/Resettings/Submissions
 - Removals from Calendar
 - New Settings
 - Law and Motion Hearings
 - Hearings
 - Notice of Denial of Request for Ex Parte Meeting
 - Notice of Ex Parte Communications
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The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call (415) 703-1203. If specialized accommodations for the disabled are needed, e.g. sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074 or TDD# (415) 703-2032 five working days in advance of the event.

REGULAR COMMISSION MEETINGS

December 16, 1997	10:00 a.m.	San Francisco
January 7, 1998	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).

Date/Time Commissioner Location

NONE SCHEDULED

PUBLIC MEETINGS & WORKSHOPS

Public Meeting

December 16, 1997
9 am - 5 pm

Caltrans (**REVISED LOCATION**)
370 - 3rd Street
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
9:30 am - 6 pm
and
December 17, 1997
8:30 am - 2:30 pm

Pacific Gas and Electric Company Energy Center
851 Howard Street
(1 block west of the Moscone Center)
San Francisco

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

December 16, 1997
10 am - 4pm

Pacific Gas and Electric Company Energy Center
851 Howard Street
(1 block west of the Moscone Center)
San Francisco

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

To join via teleconference:
dial (303) 633-1013; Passcode 2362359#

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 - 1 pm</p>	<p>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland</p>
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The California Relay Service Advisory Committee (CRSAC) of the Deaf and Disabled Telecommunications Program will hold scheduled interviews for CRSAC Open Committee Seats. 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>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

<p>December 17, 1997 1:30 am - 4 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue, Room 3204 (Corner of Van Ness Avenue and McAllister Street)</p>
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San Francisco

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*December 18, 1997**9 am - 1 pm**and**1 pm - 4 pm**Pacific Gas and Electric Company Energy Center**851 Howard Street**(1 block west of the Moscone Center)***San Francisco**

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*December 18, 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 (CRSAC) of the Deaf and Disabled Telecommunications Program will hold scheduled interviews for CRSAC Open Committee Seats. 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.

Workshop Notice*December 19, 1997**9:30 am**California Public Utilities Commission**505 Van Ness Avenue**Training Room***San Francisco**

The Energy Division staff will conduct a workshop to address compliance issues associated with utility advice filings ordered in ordering paragraph 1 of Decision

(D)97-12-039. The workshop is open to the public and the training room is wheelchair accessible. For more information contact Steve Layman at (415) 703-3332.

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 (CRSAC) 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 6, 1998 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 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>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.

Public Meeting

<i>January 8, 1998 9:30 am - 3:30 pm</i>	<i>Deaf and Disabled Telecommunications Program 1939 Harrison Street</i>
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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>January 9, 1998 10 am</i>	<i>San Diego Gas & Electric Company 601 Van Ness Avenue, Suite 2060 San Francisco</i>
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San Diego Gas & Electric Company will hold a settlement conference for their 1997 Annual Energy Cost Adjustment Clause (ECAC) A96-10-022, in accordance with Rule 51.1 of the Commission's Rules of Practice and Procedure. Please RSVP to Monica Wiggins at (619) 696-4056 no later than Monday, January 5, 1998.

NEW FILINGS

12/8/97	A97-12-017	Los Alamitos Race Course, for an order authorizing pedestrian-bikeway crossings at grade at the track of the Union Pacific Railroad Company in the City of Cypress
12/8/97	A97-12-018	Atlas Equity, Inc. dba Performance Telecom, for exemption from the tariffing requirements for its non-dominant interexchange carrier service
12/10/97	C97-12-019	William Firschein, AIA vs. Continental Cablevision/Media One, for refusing to monitor and/or to verify the levels of electromagnetic radiation due to faulty equipment or installations
12/12/97	A97-12-020	Pacific Gas and Electric Company, for authority to increase rates and charges for electric and gas service effective 1/1/99

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 16, 1997

Filings with Safety and Enforcement

12/10/97	TCP-11533-B	Phoenix, Inc., 17592 Webster Avenue, Irvine, CA 92614, Tel. No. (714) 552-0368, application to transfer TCP Class B Certificate from TCP-8445-B, Terry Hiroshi Takatore, dba Phoenix Travel USA
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ADJOURNMENTS * RESETTINGS * SUBMISSIONS

NONE

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.

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

<i>(PHC) = Prehearing Conference</i>	<i>(OA) = Oral Argument</i>
<i>(EH) = Evidentiary Hearing</i>	<i>(WS) = Workshop</i>
<i>(PPH) = Public Participation Hearing</i>	<i>(FPH) = Full Panel Hearing</i>
<i>(IAM) = Initial Arbitration Meeting</i>	<i>(AH) = Arbitration Hearing</i>
<i>(M) = Mediation</i>	

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)
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12/19/97 ALJ Bennett Comr Bilas	10:30 am C97-10-077	Bennett-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, Office of Governmental Affairs, 1227 O Street,
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Fourth Floor, Sacramento

12/19/97 ALJ Bushey Comr Duque	2:00 pm C97-11-018	(PHC)-Brook Fiber Communications of Fresno, Inc., Brooks Fiber Communications of Stockton, Inc., Brook Fiber Communications of Bakersfield, Inc., Brooks Fiber Communications of San Jose, Inc. and Brooks Fiber Communications of Sacramento, Inc. vs. Pacific Bell, for unreasonable and unlawful anti-competitive activities, Commission Courtroom, San Francisco
12/22/97 ALJ Ryerson Comr Duque	10:00 am A97-09-040	(PHC)-Catalina Channel Express, Inc., for such additional authority as may be necessary to affirm its scheduled service certificate of public convenience and necessity to operate as a common carrier by vessel between Dana Point and Avalon/Two Harbors and for authority to file a tariff and timetable to commence such service, Commission Courtroom, San Francisco
12/22/97 ALJ Walwyn Comr Duque	10:00 am C97-03-049	(PHC)-California Cable Television Association vs. Pacific Bell, for offering and promoting the bundled offering of the basic exchange service and Internet service in violation of due procedures and without authorization, Commission Courtroom, 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	(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
	A97-05-050	(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
1/13/98 ALJ Henderson Comr Neeper	10:00 am A96-10-022	(EH)-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
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

1/15/98 ALJ Patrick Comr Bilas	1:30 pm A97-11-012	(PHC) -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, Commission Courtroom, San Francisco
1/16/98 ALJ Walker Comr Duque	7:00 pm C97-09-056	(PHC) -Marna An Powell and Donna M. Hufford vs. GTE Northwest, dba GTE West Coast, for enlargement of the 488 prefix to include a toll free one-way extended area service, Orick Community Center, 101 Swan Road, Orick
12/19/97 ALJ Bennett Comr Bilas	10:30 am C97-10-077	Bennett-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, Office of Governmental Affairs, 1227 O Street, Fourth Floor, Sacramento
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
2/3/98 ALJ Malcolm Comr Duque	10:00 am A95-12-043	(EH) -Pacific Bell, for authority to increase and restructure certain rates of its Integrated Services Digital Network services,

Commission Courtroom, San Francisco

2/5/98 ALJ Wetzell Comr Conlon	1:00 pm A97-09-049	(PHC) -San Diego Gas & Electric Company, for a permanent gas procurement performance-based ratemaking mechanism, Commission Courtroom, San Francisco
2/9/98 ALJ Careaga Comr Neeper	10:00 am C96-01-019	The City of Vernon vs. The Atchison, Topeka and Santa Fe Railway, for non-compliance with zoning, Commission Courtroom, San Francisco
2/10/98 ALJ Malcolm Comr Bilas	10:00 am A97-10-014 A97-10-015 A97-10-024	(PHC) -Pacific Gas and Electric Company, for recovery of 1996 capital additions costs, and, (PHC) -San Diego Gas & Electric Company, for competition transition charge recovery of 1996 capital additions, and (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 ALJ Garde Comr Neeper	9:30 am A96-12-050	(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, Commission Courtroom, San Francisco (also February 19, San Francisco)
3/16/98 ALJ Bushey Comr Knight	9:00 am C96-12-043	(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," Commission Courtroom, San Francisco (also March 17-18, San Francisco)
3/30/98 ALJ Patrick Comr Bilas	10:00 am A97-03-015	(EH) -Southern California Gas Company, for approval of a long-term gas transmission service contract with Distribudora de Gas Natural de Mexicali, s. de R.L. de C.V., Commission Courtroom, San Francisco (also March 31, and April 1-3, San Francisco)

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.

12/11/97 A97-05-011 PacificCorp, for approval of transition plan.

Summary: On December 8, 1997, John Bohling, Anne Eakin, Bruce Hellebuyck, D.J. Smith and James F. Fell, representatives of PacifiCorp had three separate meetings with Cmmrs. Duque, Bilas, and Neeper. The first one was with Cmmr. Duque. Attendee were: Michelle Cooke, adv. to Cmmr. Duque; David Norris, Dan Ahrens, Doug Ponds, and Bill Branch from Sierra Pacific Power Company; Pat Schmiede, representing SoCal Water; Dan Carroll, representative of Kirkwood Gas and Electric Company; Jonathon Bromson and Chris Danforth, representatives of Office of Rate Advocates (ORA); and Margaret Rostker, representative of Enron. The second meeting was with Cmmr. Bilas. Attendees were: Julie Halligan, adv. to Cmmr. Bilas; Jonathon Bromson and Chris Danforth, representatives of ORA. Third meeting was with Cmmr. Neeper. Attendees were: David Gamson, adv. to Cmmr. Neeper; Jonathon Bromson and Chris Danforth, representatives of Office of Ratepayer Advocates. On December 9, 1997, Bruce Hellebuyck, James F. Fell and James C. Paine, representatives of PacifiCorp, had a telephone conference with Dorothy Duda, adv. to Cmmr. Knight. Also present was Chris Danforth, ORA-representative. During all meetings representatives of PacifiCorp addressed PacifiCorp's current California price and stranded cost situation, the Company's Preferred and Alternate proposals set forth in its May 2, 1997 Transition Plan filing, and the ORA-PacifiCorp stipulation. PacifiCorp representatives also described the holdings of the Proposed Decision (PD), the rate impacts should the PD be adopted, and PacifiCorp's Comments and proposed modifications to the

PD. A three-page outline used by PacifiCorp representatives in addressing the topics is attached to this notice.

Filer: PacifiCorp
Contact: James C. Paine

E-Mail: jcpaine@stoel.com
Phone: (503) 294-9246

Summary: THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION WHICH WAS FILED ON 12/4/97 AND APPEARED IN THE CALENDAR OF 12/8/97--On December 1, 1997, Bruce Hellebuyck, Regulatory Policy Director for PacifiCorp, spoke with Michelle Cooke, advisor to Cmmr. Duque, via telephone. Hellebuyck described PacifiCorp's current California price and stranded cost situation, the Company's Preferred and Alternate proposals set forth in its May 2, 1997 Transition Plan filing, and the ORA—PacifiCorp stipulation which was rejected in the Proposed Decision (PD) in A97-05-011. Hellebuyck also described the holdings of the PD, and PacifiCorp's comments and proposed modifications to the PD.

Filer: PacificCorp
Contact: James C. Paine

E-Mail: jcpaine@stoel.com
Phone: (503) 294-9246

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| 12/11/97 | R93-04-003 | Commission order instituting rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks and |
| | I93-04-002 | Commission order instituting investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks; opening comments to be field by 5/21/93. |

Summary: On December 8, 1997, Richard B. Severy, Director, Public Policy, for MCI Telecommunications Corporation (MCI) met with Jose Jimenez, adv. to Cmmr. Conlon in San Francisco. Anthony J. DiTirro, Senior Regulatory Manager, for MCI was also present. Severy expressed MCI's concern with the high "interim" nonrecurring charges (NRCs) contained in interconnection agreements that act as an effective economic barrier to local competitive entry in California. Severy stated that recent cost studies and depositions in the OANAD proceeding include acknowledgments by Pacific Bell that the forward-looking costs associated with NRCs are significantly lower than current rates. MCI indicated that it would soon file a motion requesting the Commission to reduce the interim NRCs immediately to more appropriate levels, based on Pacific Bell's own reported costs, rather than await the final outcome of OANAD. Severy proposed that the new interim rates be subject to a "true-up" at the conclusion of OANAD.

Filer: MCI Telecommunications Corporation

Contact: Dorothy L. Maddux

Phone: (415) 228-1245

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| 12/11/97 | R93-04-003 | Commission order instituting rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for |
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- I93-04-002 network architecture development of dominant carrier networks; opening comments to be filed by 5/21/93, Commission order instituting investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks; opening comments to be filed by 5/21/93,
- R95-04-043 Commission order instituting rulemaking on the Commission's own motion into competition for local exchange service, and
- I95-04-044 Commission order instituting rulemaking on the Commission's own motion into competition for local exchange service.

Summary: On December 9, 1997, representatives of The California Telecommunications Coalition met with Cmmr. Bilas and his adv. Lester Wong, in the Cmmr.'s office. Present were Richard B. Severy, Director, Public Policy, for MCI Telecommunications Corporation; Rick Witherington, Vice President, Pacific Region, for AT&T; and Richard A. Purkey, Director, State Regulatory/West for Sprint. The purpose of the meeting was to discuss the Motion filed by the Coalition and the Telecommunications Resellers Association on October 23, 1997. A written two-page summary of the Coalition's key positions was distributed, and is attached to this notice. The Coalition urged the Commission to require SBC/Pacific Bell to notify the Commission 90 days in advance of the filing of its FCC application, and to conduct a thorough fact-finding evaluation thereafter. The Coalition explained that the Commission has some flexibility in fashioning procedures and conducting hearings, but emphasized that the process will be more efficient and successful if SBC/Pacific Bell is required to submit all of the materials upon which it will rely to justify grant of Section 271 authority. The Coalition explained that there is no need for the Commission to issue a Section 311 Proposed Decision. The Commission's role in the Congressionally-mandated Section 271 process is to provide informed comment to the FCC, not to issue a traditional regulatory decision applicable in California, and that the Commission frequently files comments in federal regulatory proceedings without engaging in the formality of first issuing Section 311 Proposed Decision.

Filer: California Telecommunications Coalition

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- 12/12/97 A97-05-016 Pacific Gas and Electric Company, for authority to (i) establish its authorized rate of return on common equity, (ii) establish its authorized capital structure, and (iii) establish its overall rate of return for calendar year 1998.

Summary: LATE FILED. On December 2, 1997, Ronald Knecht, Intervenor, spoke with Julie Halligan, advisor to Cmmr. Bilas, via telephone. Knecht stated a brief review of reasons why the proposed decision (PD) in describing the evidence presented by Knecht and Ray Czahar, and included a statement that the primary result in the PD was correct and consistent with our showing and a request that the matter be held to correct the problem with

the description of our showing.

Filer: Ronald L. Knecht

Contact: Ronald L. Knecht

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

Summary: On December 9, 1997, Bruce Foster,, Edison's Vice President of Regulatory Policy and Affairs, met with Michelle Cooke, advisor to Cmmr. Duque, in San Francisco. Also present was: Michael Hoover, Edison's Manager of Regulatory Policy and Affairs. Foster stated that payments to the ISO for must-run generation costs should be recovered under CPUC jurisdiction, and that page 45 of the ratesetting decision contains language directing utilities to do this. Foster stated that a memo account should be established to record the payments until such time as FERC rules on the jurisdictional issue.

Filer: Southern California Edison Company

Contact: Bobbie Cao

Phone: (626) 302-2310

12/15/97	A96-12-009	Pacific Gas and Electric Company, to identify and separate components of electric rates effective January 1, 1998,
	A96-12-011	San Diego Gas & Electric Company, for authority to unbundle rates and products, 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.

Summary:. On December 10, 1997, Bruce Foster, Vice President of Regulatory Policy and Affairs for Southern California Edison Company (Edison), spoke with David Gamson, advisor to Cmmr. Neep, via telephone. Foster stated Edison's position that payments to the ISO for must-run generation costs should be recovered under CPUC jurisdiction, and that page 45 of the ratesetting decision contains language directing the utilities to do this.

Foster stated that in the alternative, a memorandum account should be established to record the payments until such time as FERC rules on the jurisdictional issue.

Filer: Southern California Edison Company

Contact: Bobbie Cao

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- 12/15/97 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 11, 1997, Bruce Foster, Vice President of Regulatory Affairs for Southern California Edison Company (Edison), sent a letter (attached to notice) to Cmmrs. Conlon, Neepor, Duque, Knight, and Bilas. Copies were also sent to: Commissioner advisors James Hendry, John Scadding, Robert Lane, Dorothy Duda, Michelle Cooke, David Gamson, and Julie Halligan; and ALJ Minkin. Foster stated that Michael Uberuaga’s letter advocated an interpretation of PUC Code Section 369 contrary to that recently adopted by the Commission in D97-12-039. Foster stated that Section 369 reflects a Legislative determination that transition costs should be collected from “all existing and future consumers” in the utility’s service territory except to the extent a specific exemption has been provided. Foster stated that to the extent exemptions are granted, the resulting shortfall in transition cost collection must be borne by other utility customers or by shareholders. Foster stated that the City of San Diego is complaining because the cogeneration projects it has committed to will not qualify under the specific exemption

provisions for cogeneration projects in PUC Code Section 372, because of what it characterizes as “arbitrary deadlines” in that statute “that put public projects at a disadvantage.” Foster stated that the Legislature had to balance many interests in enacting AB 1890, and that municipalities were active participants in the legislative process. Foster stated that if the City of San Diego is now unhappy with what it describes as the “arbitrary deadlines” of the cogeneration exemption provisions of Section 372, its remedy lies with the Legislature or an arrangement with San Diego Gas and Electric Company, not by asking the Commission to adopt a wrong interpretation of Section 369.

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