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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 Tuesday, July 7, 1998**

- Regular Commission Meetings
- Notices
- Glossary
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/  
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 All-Party Meetings (PU Code §1701.3(c) )
- Notice of Ex Parte Communications

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**Decision Summaries and Resolutions of the Commission Conferences of June 4, 1998, and June 18, 1998 are included in this calendar.**



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call (415) 703-1203. If specialized accommodations for the disabled are needed, e.g. sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074 or TDD# (415) 703-2032 five working days in advance of the event.

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**REGULAR COMMISSION BUSINESS MEETINGS**

July 23, 1998	10 am	San Francisco
August 6, 1998	10 am	San Francisco
September 3, 1998	10 am	San Francisco

**COMMISSION RATESETTING DELIBERATIVE MEETINGS  
(Not Open to the Public)**

- *Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*
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July 20, 1998	1:30 pm	San Francisco
August 3, 1998	1:30 pm	San Francisco
August 31, 1998	1:30 pm	San Francisco

**NOTICES**

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

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

***Charge for Commission Documents***

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

**GLOSSARY**

After January 1, 1998, the California Public Utilities Commission is required by statute (SB 960) to categorize each case that comes before it. There are three categories, quasi-legislative, adjudicatory and ratesetting. If a case does not require hearings before it is resolved, the case is removed from the SB 960 category requirements. The legend below shows the abbreviation for each of the categories and provides a brief explanation.

- Q     **Quasi-legislative** proceedings are proceedings that establish policy or rules (including generic ratemaking policy or rules) affecting a class of regulated entities, including those proceedings in which the Commission investigates rates or practices for an entire regulated industry or class of entities within the industry.
- A     **Adjudicatory** proceedings are: (1) enforcement investigations into possible violations of any provision of statutory law or order or rule of the Commission; and (2) complaints against regulated entities, including those complaints that challenge the accuracy of a bill, but excluding those complaints that challenge the reasonableness of rates or charges, past, present, or future.
- RS    **Ratesetting** proceedings are proceedings in which the Commission sets or investigates rates for a specifically named utility (or utilities), or establishes a mechanism that in turn sets the rates for a specifically named utility (or utilities). Ratesetting proceedings include complaints that challenge the reasonableness of rates or charges, past, present, or future.
- N/A    Removed from the SB 960 category requirements.

## SUBSCRIPTION INFORMATION

### *Subscription Notice for Draft Agenda Items*

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003; 505 Van Ness Avenue; San Francisco, CA 94102; or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and the following field offices: El Centro, Eureka, Sacramento and San Bernardino. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above.

*Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.*

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

***Subscription Notice for Daily Calendar and/or Agenda***

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003; 505 Van Ness Avenue; San Francisco, CA 94102; or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

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**COMMISSIONER OFFICE HOURS**

*(For further information or to make an appointment, please contact Sandra Graham at (213) 897-3544).*

<u><b>Date/Time</b></u>	<u><b>Commissioner</b></u>	<u><b>Location</b></u>
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NONE

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**PUBLIC MEETINGS & WORKSHOPS**

**Public Meeting: CARE and LIEE Committees of the Low Income Governing Board**

<p>July 7, 1998 10 am - 12 noon</p>	<p><i>Pacific Gas and Electric Company Energy Center 851 Howard Street San Francisco</i></p> <p><i>To join via teleconference for the CARE Committee Dial (415) 904-8843 Pass Code 2368254# Reservation Number 4103965</i></p> <p><i>To join via teleconference for the LIEE Committee Dial (415) 904-8834 Pass Code 5844919# Reservation Number 4103851</i></p>
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Members of the public may participate in the meeting by calling **the above number** on the day of the meeting. Parties experiencing difficulty may contact Confertech at (800) 252-5150 and provide the applicable reservation number listed above. Katherine McKenney is the conference leader for the CARE Committee call and Henry Knowls is the conference leader for the LIEE call.

The CARE Committee and the LIEE Committee of the Low Income Governing Board will each meet on the following agenda: develop recommendations for policy/program revisions for 1999 low income programs, designate tasks, identify needed information, identify sources of information, and plan communication strategy with Advisory Committee. At this meeting, the CARE Committee will be considering methods of improving outreach to non-English speakers and hard-to-reach populations, while the LIEE Committee will focus on identifying differences among the utilities' LIEE program measures and standards.

**Public Meeting**

<p>July 7, 1998 10 am - 4 pm</p>	<p><i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland</i></p>
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The Administrative Committee of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher 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: The Low Income Governing Board (LIGB) - NEW LOCATION FOR MEETING COMMENCING AT 2:15 P.M. \***

<p>July 7, 1998                  12:30 pm – 4 pm</p>	<p><i>Pacific Gas and Electric Company Energy Center                  851 Howard Street                  San Francisco</i></p> <p><i>To join via teleconference                  Dial (212) 293-3133                  Pass Code 3146936#                  Reservation Number 417954</i></p>
<p><b>* NOTE: Please note that the LIGB will be meeting in Hearing Room E in Public Session jointly with the CBEE from 2:15 PM, on July 7, 1998, to 2:45 PM. At 3 PM the LIGB will go into closed session in Room 5305 as noted in the original agenda for a discussion of settlement agreements related to <u>CSEA et al. v. SPB et al.</u>, Case No. 978CSO3024 (Sacramento Superior Court).</b></p>	
<p>July 7, 1998                  2:15 p.m. *New Location</p>	<p><i>California Public Utilities Commission                  505 Van Ness Avenue                  Hearing Room E                  San Francisco</i></p>

Members of the public may participate in the meeting by calling **the above number** on the day of the meeting. Parties experiencing difficulty may contact Confertech at (800) 252-5150 and provide the applicable reservation number listed above. Henry Knowls is the conference leader for the call.

The LIGB will meet on the following agenda: Chairperson's report, review meeting minutes, legal and contract issues, budget/financial report, Advisory Committee report, CARE and LIEE committee recommendations, develop agenda for next Board meeting, and schedule future meetings. At this meeting, the Board may act upon a resolution defining calendar year for low income programs, adopt program goals and objectives, begin the process of developing workplan, staffing and budget proposals, and respond to SoCalGas' request for approval of its intent to competitively bid components of its LIEE program. This meeting is open to the public; materials may be requested at least 24 hours in advance by calling 415-703-2565 and leaving a fax number.

If necessary, immediately following the conclusion of the public meeting, the LIGB will hold an Executive Session (closed session) to discuss pending litigation regarding letters of agreement for outside consulting services, including the SPB's letter ruling of February 4, 1998, and the related case -- California State Employees Association et al. v. California State Personnel Board et al., Case No. 978CS03024 (Sacramento County Superior Court). The closed session is conducted pursuant to Government Code Sections 11126(e)(1), 11126(e)(2)(B)(i), and 11126(f)(6).

**Public Meeting - NEW LOCATION FOR CBEE MEETING ON JULY 7 ONLY**

**NOTE.:** On July 7 from 9:30 AM to 2:45 PM the CBEE will hold a public meeting in Hearing Room E, 505 Van Ness Avenue, San Francisco, CA, 94102. Please note that the CBEE will be meeting in Hearing Room E in Public Session jointly with the LIGB from 2:15 PM to 2:45 PM. At 3 PM the CBEE will go into closed session in Room 5305 as noted in the original agenda for a discussion of settlement agreements related to CSEA et al. v. SPB et al., Case No. 978CSO3024 (Sacramento Superior Court)

<p>July 7, 1998                  9:30 am - 4 pm</p> <p>and</p>	<p>California Public Utilities Commission                  505 Van Ness Avenue                  Hearing E                  San Francisco</p>
<p>July 8, 1998                  9 am to 2 pm</p>	<p>Pacific Gas and Electric Company Energy Center                  851 Howard Street                  (1 blk west of Moscone Center)                  San Francisco</p>

The California Board for Energy Efficiency will meet to discuss the status of administrative and technical services to CBEE; the Interim Opinion: Policy Rules and Request for Proposals for Energy Efficiency Program Administrators (D. 98-04-063); the Interim Opinion: Extension of Interim Administrators for Energy Efficiency and Low Income Programs in R.94-04-031/I.94-04-032; the status of Assembly Bill 2461 and related legislation; CBEE program planning for 1999; Interim Administrators second quarterly status report; and updates on and the status of the RFP for independent administration and associated Commission decisions, CBEE work plans and schedules, issues related to utility assets and liabilities, verification and other reporting requirements, and the Technical Advisory Committee and Board operational matters. The contact person is Sara Myers, (415) 387-1904. For further details about CBEE and this meeting consult the CBEE Web Page at [www.cbee.org](http://www.cbee.org).

If necessary, immediately following the conclusion of the public meeting, the CBEE will hold an Executive Session (closed session) to discuss pending litigation regarding letters of agreement for outside consulting services, including the SPB's letter ruling of February 4, 1998, and the related case -- California State Employees Association et al. v. California State Personnel Board et al., Case No. 978CS03024 (Sacramento County Superior Court). The closed session is conducted pursuant to Government Code Sections 11126(e)(1), 11126(e)(2)(B)(i), and 11126(f)(6).

**Public Meeting**

<p>July 8, 1998                  9 am - 5 pm</p> <p><b>Electric Education Trust</b></p>	<p>California Energy Commission                  1516 Ninth Street                  Sacramento</p>
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The Administrative Committee of the Electric Education Trust (EET) meets to develop a near-term education plan for electric restructuring and an implementation work plan for a CBO grant program. The contact person is William Schulte at (415) 703-2349.

**Public Meeting**

July 8, 1998 9:30 am - 3 pm	California Public Utilities Commission 505 Van Ness Avenue, Room 3204 <b>San Francisco</b> (Corner of Van Ness Avenue and McAllister Street)
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The ULTS Marketing Board (ULTSMB) will hold its regular meeting to: Review/Approve Meeting Minutes, Review/Approve Administrative Report and Expenses, Review/Approve Market Study RFP/Contract Document, PUC Report and Action Items, Discuss/Approve Interim Marketing Program Plans, RFP and Action Items, Set future Agenda items for Discussion and hear Public comments.

If you would like to join the meeting by phone conference or in person, and/or receive a full meeting packet, please notify the ULTS Trust Office at (510) 452-2757.

**Public Meeting**

July 9, 1998 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 Elana Kalisher 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**

July 14, 1998 10 am - 5 pm  Designated Conference Leader:  Dennis Guido/PG&E  Reservation No. 4074787	Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b>  <b>To join via teleconference:</b> <b>Dial: (212) 293-3180</b> Passcode: 3823526#
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As provided for in Public Utilities Commission D.97-09-117, one or more LIGB Advisory Committee members may be participating in this meeting via teleconference. Members of the public may participate in the meeting by calling **the above number** on the day of the



meeting. If you experience difficulty in trying to access this conference call, please contact Confertech at 1-800-252-5150.

The Low Income Governing Board Advisory Committee (LIGBAC) will meet on the following agenda: Welcome and Introduction Chairperson's report, review meeting minutes, public comments, substantiative program designs, other business. These meetings are open to the public. You can get the materials for this meeting by phoning the LIGBAC at 415 703-2565 and leaving a message with your name, phone and fax number at least 24 hours in advance of the meeting time.

**Public Meeting**

<i>July 15, 1998</i> <i>8:30 am - 3 pm</i>	<i>Pacific Gas and Electric Company Energy Center</i> <i>851 Howard Street (1 block west of the Moscone Center)</i>
<i>Designated Conference Leader:</i>	<i>San Francisco</i>
<i>Dennis Guido/PG&amp;E</i>	<i>To join via teleconference:</i>
<i>Reservation No. 4074787</i>	<i>Dial: (212) 293-3180</i> <i>Passcode: 3823526#</i>

As provided for in Public Utilities Commission D.97-09-117, one or more LIGB Advisory Committee members may be participating in this meeting via teleconference. Members of the public may participate in the meeting by calling **the above number** on the day of the meeting. If you experience difficulty in trying to access this conference call, please contact Confertech at 1-800-252-5150.

The Low Income Governing Board Advisory Committee (LIGBAC) will meet on the following agenda: Welcome and Introduction Chairperson's report, review meeting minutes, public comments, substantiative program designs, other business. These meetings are open to the public. You can get the materials for this meeting by phoning the LIGBAC at 415 703-2565 and leaving a message with your name, phone and fax number at least 24 hours in advance of the meeting time.

**Public Meeting PLEASE NOTE: THIS MEETING HAS BEEN CANCELLED!**

<i>July 21, 1998</i> <i>9 am - 5 pm</i> <i>Electric Education Trust</i>	<i>West Bay Conference Center</i> <i>1290 Fillmore Street</i> <i>San Francisco</i>
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The Administrative Committee of the Electric Education Trust (EET) meets to develop and implement a near-term education plan for electric restructuring and to prepare an implementation work plan for a CBO grant program. The contact person is William Schulte at (415) 703-2349.

**Public Meeting**

<i>July 22, 1998</i> <i>Lottery begins at 1:30 pm</i>	<i>California Public Utilities Commission</i> <i>505 Van Ness Avenue, Training Room</i> <i>San Francisco</i>
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LOTTERY FOR TELEPHONE NUMBER PREFIX ASSIGNMENTS IN THE  
 209, 213/323, 310, 408/831, 415, 510/925, 619, 714/949, 805, 818/626, 909,  
 AND 916/530 NUMBERING PLAN AREAS

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, 213/323, 310, 408, 415, 510/925, 619, 714/949, 805, 818/626, 909, and 916/530 area codes pursuant to the provisions of D.96-09-087. Applications should be submitted to the California Code Administrator prior to the close of business on JULY 14, 1998. For information on the lottery process, call (415) 703- 1879. If specialized accommodations for the disabled are needed, call the Public Advisor at (415) 703-2032 five working days in advance of the event.

**Public Meeting PLEASE NOTE: NEW LOCATION!**

<p>July 24, 1998                  10 am - 4 pm</p>	<p><i>Deaf and Disabled Telecommunications Program                  Holiday Inn/Santa Barbara-Goleta                  5650 Calle Real  <b>Goleta</b></i></p> <p><i>Directions: (805) 964-6241                  Room: Inquire at reception desk</i></p>
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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 Elana Kalisher 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.

**Roundtable Meeting**

<p>August 4, 1998                  9:30 am - 12 noon</p>	<p><i>California Public Utilities Commission                  505 Van Ness Avenue, Auditorium                  (Corner of Van Ness and McAllister)  <b>San Francisco</b></i></p>
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This Roundtable with California Communities Energy Alliance (CCEA) is intended to allow a direct conversation between the CPUC and local government organizations. The discussion will cover issues jointly of interest to CCEA and the CPUC, including consumer outreach, DSM demonstration projects, aggregation, and low-income programs. The Roundtable will be facilitated by Commissioner Josiah Neeper. Other Commissioners may attend. The public is invited. An agenda and list of attendees will be available the day of the meeting. The contact person is David Gamson at (415) 703-1997.

**Public Meeting**

<i>August 4, 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 Elana Kalisher 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>August 13, 1998 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 Elana Kalisher 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>August 28, 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 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 Elana Kalisher at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

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**NEW FILINGS**

NONE

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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

NONE

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**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \* ARBITRATOR'S REPORTS**

7/6/98	I98-04-033	Order Instituting Investigation on the Commission's own motion into the operations and practices of affiliated companies FutureNet, Inc. and FutureNet Online, Inc., dba Future Electric Networks, and individuals in control of operations: Alan Setlin and Larry Huff, Respondents; <b>Presiding Officer's Decision</b>  Decision adopts settlement agreement between Consumer Services Division and Future Net on interim prohibitions issues.
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**ADVICE LETTER FILINGS**

NONE

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**MISCELLANEOUS TRANSPORTATION ITEMS**

**July 7, 1998**

Filings with Rail Safety and Carriers Division

**NONE**

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**ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

**NONE**

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**REMOVALS FROM CALENDAR**

**NONE**

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**NEW SETTINGS**

7/20/98 ALJ Bennett Comr. Duque	10:00 a.m. I.98-01-004	<b>(EH)</b> -Commission Order Instituting Investigation into whether to revoke the operating authority of Felipa Garza Fuentes dba Fuentes Tours <b>State Office Building, 1350 Front St., B 103, San Diego</b>
7/28/98 ALJ Weissman Comr Knight	1:30 p.m. C.98-03-005	<b>(PHC)</b> -Enron Corporation vs. Southern California Gas Company, Pacific Gas and Electric Company, and San Diego Gas and Electric Company for commencing operation of an on-line service known as "Energy Marketplace", <b>Commission Courtroom, San Francisco</b>

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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

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7/7/98	9:30 am	NONE SCHEDULED
7/14/98	9:30 a.m.	NONE SCHEDULED
7/30/98	1:30 p.m. A96-10-038-	Pacific Enterprises; Enova Corporation; Mineral Energy Company; B Mineral Energy Sub; and G Mineral Sub, for approval of a plan of merger of Pacific Enterprises and Enova Corporation, <b>Motion of the assigned ALJ to determine whether the Commission should (i) issue a temporary restraining order to prevent the sale by Southern California Gas Company</b>

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### HEARINGS

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

**(PHC) = Prehearing Conference**

**(EH) = Evidentiary Hearing**

**(PPH) = Public Participation Hearing**

**(IAM) = Initial Arbitration Meeting**

**(M) = Mediation**

**(FOA) = Final Oral Argument**

**(WS) = Workshop**

**(FPH) = Full Panel Hearing**

**(AH) = Arbitration Hearing**

**(CA) = Closing Argument**

7/7/98 ALJ Bennett Comr Duque	10:00 am A97-09-031	<b>(EH)</b> -David Regwan, dba Prime Time Shuttle of Ventura, Orange and Los Angeles Counties, to sell and Amrat, Inc., a California Corporation, to purchase, etc., <b>Commission Courtroom, Los Angeles (also July 8-10, Los Angeles )</b>
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7/7/98 ALJ Kotz Comr Conlon-	1:30 pm C96-05-010	<b>(EH)</b> -Alfred Sacker vs. Southern Pacific Lines, for repair of rail crossings n the City of Whittier, to make them safe and usable, <b>Whittier Community Center Theatre, 7630 South Washington Avenue, Whittier</b>
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7/8/98 ALJ Weiss Comr Neeper	1:00 p.m. C98-04-057	<b>(EH)</b> -Ronald D. Johnson vs. Big Hill Water Company for overpayment and account verification <b>Council Chambers, City Hall, 94 N. Washington Street, Sonora</b>
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7/10/98 ALJ Galvin	10:00 a.m. R97-10-018	<b>(PHC)</b> -Commission Order Instituting Rulemaking, on the Commission's own motion to design and implement
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Comr Duque a program that provides for publicly available telecommunications device capable of servicing the needs of the deaf or hearing impaired in existing buildings, structures, facilities, and public accommodations  
**Commission Courtroom, San Francisco**

7/10/98 1:30 p.m. (PHC)-Pacific Bell for authority to categorize residence  
ALJ A98-04-048 inside wire repair as a category III service  
Galvin **Commission Courtroom, San Francisco**  
Comr  
Conlon

7/13/98 9:30 am (CA)-Application of Pacific Gas and Electric  
ALJ Malcolm A97-11-004 Company, to identify by other entities and to propose  
Comr Duque A97-11-011 credits for end-use customers in such circumstances for  
A97-12-012 implementation no later than January 1, 1997, and  
related matters,  
**Commission Courtroom, San Francisco**

7/13/98 1:30 p.m. **CORRECTION FROM DAILY CALENDAR**  
ALJ McKenzie C.97-12-044 **OF 7/2/98**  
Comr Conlon (PHC)-Air Touch Cellular and its affiliates Los Angeles, SMSA Limited Partnership, Sacramento-Valley Limited Partnership, and Modoc RSA Limited Partnership vs. Pacific Bell for unlawful refusal to provide billing and collection services and for unlawful impediment of competition,  
**Commission Courtroom, San Francisco**

7/13/98 2:00 p.m. (PHC)-Island Navigation Company, Inc., dba Catalina  
ALJ McVicar A98-05-037 Island Water Transportation Co., for authority to  
Comr Duque increase rates of fare and for an ex parte interim order authorizing the same  
**Commission Courtroom, San Francisco**

7/14/98 10:00 am **CORRECTION FROM DAILY CALENDAR OF**  
ALJ Gottstein A97-12-043 **7/3/98**  
Comr Duque (CA)-Southern California Edison Company, for an order approving termination agreement for termination of Interim Standard Offer No. 4 Power Purchase Agreement with Harbor Cogeneration Company,  
**Commission Courtroom, San Francisco**

7/14/98 9:30 a.m. (EH)-Dominguez Water Company, Russian River

ALJ Weiss Comr Duque	A98-03-020	Management Company, dba Rancho del Paradiso Water Company, and Phillip, Janet, Jesse and Gaye Guidotti, for an ex parte order authorizing the acquisition of substantially all of the utility assets of Rancho Del Paradiso Water Company by Dominguez Water Company
	A98-03-021	<b>(EH)</b> -Application of Dominguez Water Company (U-330-W), Russian River Management Company dba Armstrong Valley Water Company (U-107-W) and Phillip, Janet, Jesse and Gaye Guidotti for an ex parte order authorizing the acquisition of substantially all of the utility assets of Armstrong Valley Water Company by Dominguez Water Company <b>Commission Courtroom, San Francisco</b>
7/15/98 ALJ Weiss Comr Duque	9:30 a.m. A98-02-028	<b>(EH)</b> -Dominguez Water Corporation, Lucerne Water Company, and Robert and Nadine Strauss, for an order authorizing the acquisition of substantially all of the utility assets of Lucerne Water Company by Dominguez Water Corporation, <b>Commission Courtroom, San Francisco</b>
7/15/98 ALJ Reed Comr Duque	10:00 a.m. R93-04-003	<b>(PHC)</b> -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,
	I 93-04-002	<b>(PHC)</b> -Investigation on the Commission's own motion into open access and network architecture, development of dominant carrier networks,
	R95-04-043	<b>(PHC)</b> -Order Instituting Rulemaking on the Commission's own motion into competition for Local Exchange Service,
	I.95-04-044	<b>(PHC)</b> -Order Instituting Investigation on the Commission's own motion into competition for Local Exchange Service, <b>Commission Courtroom, San Francisco (also, July 16, San Francisco)</b>
7/16/98 ALJ Bushey Comr Neepser	10:00 a.m. C98-04-004	<b>(PHC)</b> -The Utility Consumers' Action Network vs. Pacific Bell for unlawful and deceptive sales programs and practices, <b>Commission Courtroom, San Francisco</b>
7/16/98	10:00 a.m.	<b>(PHC)</b> -MCI Telecommunications Corporation vs.



ALJ Walwyn Comr Bilas	C98-03-053	Pacific Bell for violations of provisions of the PU Code, the Telecommunications Act of 1996, sections of Title 47 of the Code of Federal Regulations, and the California Unfair Business Practices Act. <b>Commission Courtroom, San Francisco</b>
7/20/98 ALJ Bennett Comr. Duque	10:00 a.m. I.98-01-004	<b>(EH)</b> -Commission Order Instituting Investigation into whether to revoke the operating authority of Felipa Garza Fuentes dba Fuentes Tours <b>State Office Building, 1350 Front St., B 103, San Diego</b>
7/20/98 ALJ Weiss Comr Duque	9:30 a.m. C98-01-032	<b>(EH)</b> -Eric Diesel vs. Pacific Gas and Electric Company, for failure to comply with a California Public Utilities Commission decision and for failure to exercise good faith in installing power lines on complainant's property, <b>Commission Courtroom, San Francisco (also July 21-24)</b>
7/21/98 ALJ Stalder Comr Duque	10:00 a.m. A98-04-003	<b>(PHC)</b> -Pacific Gas and Electric Company for Commission order finding that its electric operations during the reasonableness period from January 1, 1997 to December 31, 1997, as well as certain of its gas operations during the reasonableness periods from January 1, 1996 to December 31, 1996 and January 1, 1997 to December 31, 1997 were prudent, <b>Commission Courtroom, San Francisco</b>
7/21/98 ALJ Bushey Comr Duque	2:00 C92-08-031	<b>(OA)</b> -Philip Ortega vs. AT&T Communications of California, Inc. for not filing tariff sheet revisions in accordance with PUC 454, and for reparations for coin calls, <b>Commission Courtroom, San Francisco</b>
7/22/98 ALJ Econome Comr Bilas	9:00 a.m. A98-02-002	<b>(PHC)</b> -PacifiCorp for a limited exemption from affiliate transaction rules <b>Commission Courtroom, San Francisco,</b>

7/22/98	9:30 am	<b>(PHC)</b> -Pacific Gas and Electric Company, for authorization to implement a plan of reorganization which will result in a holding company structure, <b>Commission Courtroom, San Francisco; (EH) for 10 am, July 27, San Francisco (also July 28-31; August 3-7 and 10-14) (Closing Argument before Assigned Commissioner for 9 am, October 15, San Francisco)</b>
ALJ Econome Comr Neeper	A95-10-024	
7/23/98	9:00 a.m.	<b>(PHC) (EH)</b> -Westhaven Cotton Company vs. Southern California Gas Company for changing terms of the contract without notification and resulting increase of financial obligation under the contract,, <b>Civic Affairs Building, Council Chamber, 125 South M Street, Tulare</b>
ALJ Stalder Comr Duque	C98-05-025	
7/23/98	9:00 am	<b>(EH)</b> -Order Instituting Investigation on the Commission's own motion into the operations and practices of Paradise Movers LLC, and its chief executive officer, James Shiloh, <b>Veteran's Affairs Building, 1227 O Street, Fourth Floor, Sacramento (also July 24, Sacramento)</b>
ALJ Ryerson Comr Bilas	I98-02-026	
7/23/98	10:00 a.m.	<b>(PHC)</b> -Independence Civic Club vs. GTE California Inc., for unduly restricting calling area for making cost of telecommunications expensive, <b>County Courthouse, Third Floor of the Main Court Building, 168 North Edwards, Independence</b>
ALJ Galvin Comr Duque	C98-04-021	
7/23/98	2:00 p.m.	<b>(PPH)</b> -Southern California Water Company for authority to increase rates by \$661,700 or 34.51% by 1999; by \$249,000 or 9.71% in 2000; and by \$258,800, or 9.19% in 2001 in Desert District, and <b>(PPH)</b> -Southern California Water Company for authority to increase rates by \$1,292,300 or 11.34% in 1999; \$279,700 or 2.20% in 2000, and \$313,300 or 2.41% in 2001 in the San Dimas District, and <b>(PPH)</b> —Southern California Water Company for authority to increase rates by \$1,193,900 or 25.84% in 1999; \$160,800 or 2.78% in 2000; and \$190,600 or 3.22% in 2001 in the San Gabriel Valley District . and <b>(PPH)</b> -Southern California Water Company for authority to increase rates by \$3,286,200 or 17.48% in 1999; \$1,120,200 or 5.06% in 2000, and \$1,199,300 or 5.13% in 2001 Orange District, and <b>(PPH)</b> -Southern California Water Company for
ALJ Walker Comr Duque	A98-03-029	
	A98-03-030	
	A98-03-031	
	A98-03-032	
	A98-03-033	

			authority to increase rates for water service in its Ojai customer service area and increase rates for the General Office Allocation in all of its customer service areas in this application including: Arden-Cordova, Bay Point , Clearlake, Los Osos, Santa Maria, Simi Valley, Claremont, Barstow, Calipatria, Wrightwood, and Bear Valley Electric, and
	A98-03-034		<b>(PPH)</b> -Southern California Water Company for authority to increase rates by \$13,141,800 or 22.86% in 1999; \$3,262,300 or 4.64% in 2000, and \$3,455.200 oe 4.70% in 2001 in Metropolitan District. <b>Commission Courtroom, Los Angeles</b>
7/24/98	10:00 a.m.		<b>(PHC)</b> -Order Instituting Investigation on the
ALJ Bennett	I98-02-025		Commission's own motion into the operations,
Comr Neeper			marketing and sales practices of GTE California's foreign Language Assistance Center <b>Commission Courtroom, San Francisco</b>
7/27/98	7:00 p.m.		<b>(PPH)</b> -Southern California Water Company for
ALJ	A98-03-029		authority to increase rates by \$661,700 or 34.51% by
Walker			1999; by \$249,000 or 9.71% in 2000; and by \$258,800,
Comr			or 9.19% in 2001 in Desert District, and
Duque	A98-03-030		<b>(PPH)</b> -Southern California Water Company for
			authority to increase rates by \$1,292,300 or 11.34% in
			1999; \$279,700 or 2.20% in 2000, and \$313,300 or
			2.41% in 2001 in the San Dimas District, and
	A98-03-031		<b>(PPH)</b> —Southern California Water Company for
			authority to increase rates by \$1,193,900 or 25.84% in
			1999; \$160,800 or 2.78% in 2000; and \$190,600 or
			3.22% in 2001 in the San Gabriel Valley District . and
	A98-03-032		<b>(PPH)</b> -Southern California Water Company for
			authority to increase rates by \$3,286,200 or 17.48% in
			1999; \$1,120,200 or 5.06% in 2000, and \$1,19993,400
			or 5.13% in 2001 Orange District, and
	A98-03-033		<b>(PPH)</b> -Southern California Water Company for
			authority to increase rates for water service in its Ojai
			customer service area and increase rates for the General
			Office Allocation in all of its customer service areas in
			this application including: Arden-Cordova, Bay Point ,
			Clearlake, Los Osos, Santa Maria, Simi Valley,
			Claremont, Barstow, Calipatria, Wrightwood, and Bear
			Valley Electric, and
	A98-03-034		<b>(PPH)</b> -Southern California Water Company for
			authority to increase rates by \$13,141,800 or 22.86% in

1999; \$3,262,300 or 4.64% in 2000, and \$3,455,200 or 4.70% in 2001 in Metropolitan District.

**Chapparral Auditorium, 414 E. Ojai Avenue, Ojai**

7/28/98 1:30 p.m. (PHC)-Enron Corporation vs. Southern California  
ALJ Weissman C.98-03-005 Gas Company, Pacific Gas and Electric Company,  
Comr Knight and San Diego Gas and Electric Company for  
commencing operation of an on-line service known  
as "Energy Marketplace",  
**Commission Courtroom, San Francisco**

7/28/98 10:00 a.m. **CORRECTION FROM DAILY CALENDAR**  
ALJ Stalder A98-04-050 **OF 7/3/98**  
Comr Neepser (PHC)-Southern California Edison Company for  
order approving agreements restructuring the  
negotiated parallel generation agreement between  
Southern California Edison Company and Sunlaw  
Cogeneration Partners I,  
**Commission Courtroom, San Francisco**

7/28/98 7:00 p.m. (PPH)-Southern California Water Company for  
ALJ A98-03-029 authority to increase rates by \$661,700 or 34.51% by  
Walker 1999; by \$249,000 or 9.71% in 2000; and by \$258,800,  
Comr or 9.19% in 2001 in Desert District, and  
Duque A98-03-030 (PPH)-Southern California Water Company for  
authority to increase rates by \$1,292,300 or 11.34% in  
1999; \$279,700 or 2.20% in 2000, and \$313,300 or  
2.41% in 2001 in the San Dimas District, and  
A98-03-031 (PPH)—Southern California Water Company for  
authority to increase rates by \$1,193,900 or 25.84% in  
1999; \$160,800 or 2.78% in 2000; and \$190,600 or  
3.22% in 2001 in the San Gabriel Valley District . and  
A98-03-032 (PPH)-Southern California Water Company for  
authority to increase rates by \$3,286,200 or 17.48% in  
1999; \$1,120,200 or 5.06% in 2000, and \$1,199,340  
or 5.13% in 2001 Orange District, and  
A98-03-033 (PPH)-Southern California Water Company for  
authority to increase rates for water service in its Ojai  
customer service area and increase rates for the General  
Office Allocation in all of its customer service areas in  
this application including: Arden-Cordova, Bay Point ,  
Clearlake, Los Osos, Santa Maria, Simi Valley,  
Claremont, Barstow, Calipatria, Wrightwood, and Bear  
Valley Electric, and  
A98-03-034 (PPH)-Southern California Water Company for

		authority to increase rates by \$13,141,800 or 22.86% in 1999; \$3,262,300 or 4.64% in 2000, and \$3,455,200 or 4.70% in 2001 in Metropolitan District. <b>Apple Valley Recreation and Park District, 13467 Navajo Road, Apple Valley</b>
8/3/98 ALJ Galvin Comr Conlon	10:00 am A98-02-017	<b>(EH)</b> -Pacific Bell, for authority to categorize business inside wire repair, interexchange carrier directory assistance, and limited call control service as Category III services, <b>Commission Courtroom, San Francisco (also August 4-7, San Francisco)</b>
8/3/98 ALJ Barnett Comr Knight	10:00 a.m. A95-05-049 A94-05-044 A93-05-044	<b>(EH)</b> -Southern California Edison Company, for authority to revise its energy cost adjustment bill factors, its electric revenue adjustment billing factors, its low-income rate assistance, and its base rate levels effective 1/1/1996; to revise the incremental energy rate, the energy reliability index, and avoidable capacity cost pricing, etc., and related matters , <b>Commission Courtroom, San Francisco (also August 4 and 5, San Francisco)</b>
8/4/98 ALJ Walker Comr Duque	10 a.m. A98-03-029 A98-03-030 A98-03-031 A98-03-032 A98-03-033	<b>(EH)</b> -Southern California Water Company for authority to increase rates by \$661,700 or 34.51% by 1999; by \$249,000 or 9.71% in 2000; and by \$258,800, or 9.19% in 2001 in Desert District, and <b>(EH)</b> -Southern California Water Company for authority to increase rates by \$1,292,300 or 11.34% in 1999; \$279,700 or 2.20% in 2000, and \$313,300 or 2.41% in 2001 in the San Dimas District, and <b>(EH)</b> —Southern California Water Company for authority to increase rates by \$1,193,900 or 25.84% in 1999; \$160,800 or 2.78% in 2000; and \$190,600 or 3.22% in 2001 in the San Gabriel Valley District . and <b>(EH)</b> -Southern California Water Company for authority to increase rates by \$3,286,200 or 17.48% in 1999; \$1,120,200 or 5.06% in 2000, and \$1,199,400 or 5.13% in 2001 Orange District, and <b>(EH)</b> -Southern California Water Company for authority to increase rates for water service in its Ojai customer service area and increase rates for the General Office Allocation in all of its customer service areas in this application including: Arden-Cordova, Bay Point , Clearlake, Los Osos, Santa Maria, Simi Valley,

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	A98-03-034	Claremont, Barstow, Calipatria, Wrightwood, and Bear Valley Electric, and <b>(EH)</b> -Southern California Water Company for authority to increase rates by \$13,141,800 or 22.86% in 1999; \$3,262,300 or 4.64% in 2000, and \$3,455.200 or 4.70% in 2001 in Metropolitan District. <b>Commission Courtroom, San Francisco, (also August 5-7, San Francisco)</b>
8/10/98 ALJ Weiss Comr Neeper	10:00 am A98-03-024	<b>(EH)</b> -Apple Valley Ranchos Water Company, for authority to increase rates by \$1,295,453 or 15.1% in 1999; \$279,216 or 2.8% in 2000; by \$280,577 or 2.7% in 2001, <b>Commission Courtroom, San Francisco (also, August 11-14)</b>
8/10/98 ALJ Minkin Comr Neeper	10:00 am A98-01-014	<b>(EH)</b> -San Diego Gas & Electric Company, for authority to implement a distribution performance ratemaking mechanism, <b>Commission Courtroom, San Francisco (also August 11-14,, 17-21, and September 14-16, San Francisco (PPH) for September 23 and 24 with places to be announced</b>
8/17/98 ALJ Stalder Comr Duque	9:00 am A89-03-026	<b>(EH)</b> -Southern California Edison Company, for a certificate to construct and operate a 220 kV transmission line between Kramer substation and Victor substation in San Bernardino <b>Commission Courtroom, San Francisco (also August 18-21, San Francisco).</b>
8/17/98 ALJ Barnett Comr Bilas	11:00 a.m. C98-04-019	<b>(PHC)</b> -Utility Reform Network and Office of Ratepayer Advocates vs. Southern California Edison Company, for violation of the affiliate transaction rules, <b>Commission Courtroom, San Francisco</b>
8/24/98 ALJ Bennett ALJ Knight	10:00 am C97-09-024	<b>(EH)</b> -Snow Valley, Inc., vs. Southern California Edison Company, for unjust, unreasonable and discriminatory rates and charges, for improper charges for construction of a power substation, <b>City Hall, 3900 Main Street, Third Floor Conference Room, Riverside (also August 25, Riverside)</b>
9/1/98 ALJ Bushey	10:00 a.m. C98-05-012	<b>(PHC)</b> -The Utility Consumers' Action Network vs. Genesis Communications for deceptive practices

Comr Neepser and unlawful billing and collections practices and privacy violations,  
**Commission Courtroom, San Francisco**

9/14/98 10:00 am **(EH)**-Commission Order Instituting Investigation into the operations, practices and conduct of Americans  
ALJ Bushey I98-03-039 Tele-Network Corporation (ATN) John W. Little,  
Comr Neepser President of ATN, and Geri Clary, Controller of ATN,  
to determine whether the corporation or its principals  
have violated Rule 1 of the Commission's Rules of  
Practice and Procedure or have violated the laws, rules  
and regulations governing the manner in which  
California consumers are switched from one long  
distance carrier to another,  
**Commission Courtroom, San Francisco (also  
September 15 and 16, San Francisco)**

9/23/98 10 a.m. **(OA)**-Southern California Water Company for authority  
ALJ A98-03-029 to increase rates by \$661,700 or 34.51% by 1999; by  
Walker \$249,000 or 9.71% in 2000; and by \$258,800, or  
Comr 9.19% in 2001 in Desert District, and  
Duque A98-03-030 **(OA)**-Southern California Water Company for authority  
to increase rates by \$1,292,300 or 11.34% in 1999;  
\$279,700 or 2.20% in 2000, and \$313,300 or 2.41% in  
2001 in the San Dimas District, and  
A98-03-031 **(OA)**—Southern California Water Company for  
authority to increase rates by \$1,193,900 or 25.84% in  
1999; \$160,800 or 2.78% in 2000; and \$190,600 or  
3.22% in 2001 in the San Gabriel Valley District . and  
A98-03-032 **(OA)**-Southern California Water Company for  
authority to increase rates by \$3,286,200 or 17.48% in  
1999; \$1,120,200 or 5.06% in 2000, and \$1,199,400  
or 5.13% in 2001 Orange District, and  
A98-03-033 **(OA)**-Southern California Water Company for authority  
to increase rates for water service in its Ojai customer  
service area and increase rates for the General Office  
Allocation in all of its customer service areas in this  
application including: Arden-Cordova, Bay Point ,  
Clearlake, Los Osos, Santa Maria, Simi Valley,  
Claremont, Barstow, Calipatria, Wrightwood, and Bear  
Valley Electric, and  
A98-03-034 **(OA)**-Southern California Water Company for authority  
to increase rates by \$13,141,800 or 22.86% in 1999;  
\$3,262,300 or 4.64% in 2000, and \$3,455,200 or  
4.70% in 2001 in Metropolitan District.

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**Commission Courtroom, San Francisco**

9/28/98	10:00 a.m.	<b>(EH)</b> -San Diego Gas & Electric Company for authority to increase its authorized return on common equity, to adjust its existing ratemaking capital structure, to adjust its authorized embedded costs of debt and preferred stock, to decrease its overall rate of return, and to revise its electric distribution and gas rates accordingly, <b>(EH)</b> -Pacific Gas and Electric Company for authority to establish its authorized rates of return on common equity for electric distribution and gas distribution, and establish its unbundled rates of return for calendar year 1999 for electric distribution and gas distribution, <b>(EH)</b> -Southern California Edison Company for consideration of unbundled rate of return on common equity, capital structure, cost factors, for embedded debt and preferred stock, and overall rate of return for utility operations., <b>Commission Courtroom, San Francisco (also, September 29-30; October 1-14, San Francisco)</b>
ALJ Barnett	A98-05-019	
Comr Duque	A98-05-021	
	A98-05-024	
9/28/98	10:00 am	<b>(EH)</b> -Rulemaking on the Commission's own motion into competition for local exchange service, and <b>(EH)</b> -Investigation on the Commission's own motion into competition for local exchange service, <b>Commission Courtroom, San Francisco (also September 29 and 30, and October 1 and 2, San Francisco)</b>
ALJ Pulsifer	R95-04-043	
Comr Conlon	I95-04-044	

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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 ALL-PARTY MEETINGS (PU Code § 1701.3(c) )**

**NONE**

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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.*

6/30/98            A96-10-038            Pacific Enterprises, Enova Corporation, Mineral Energy Company, B Mineral Energy Sub, and G Mineral energy Sub, for approval of a plan of merger of Pacific Enterprises, and Enova Corporation with and into B Mineral Energy Sub (Newco Pacific Sub) and G Mineral Energy Sub (Newco Enova Sub), the wholly-owned subsidiaries of a newly created holding company, Mineral Energy Company

**Summary:** On June 25, 1998, Claudine Swartz, State Regulatory Relations Manager for Southern California Gas Company (SoCalGas), contacted Cmmr. Bilas and his adv., Julie Halligan, in San Francisco. Lee Stewart, Senior Vice President of Energy Transportation Services for SoCalGas, was also present. Swartz stated that SoCalGas' proposed auction protocol for the divestiture of the Kern/Mojave pipeline options is consistent with the Commission's auction protocol in Pacific Gas and Electric Company's and Southern California Edison Company's generation facilities divestiture proceedings. Stewart stated that Kern River's proposed auction protocol maximizes its ability to secure the options as Kern would have knowledge of all other bids. Written materials consisted of a series of letters to the Commission from SoCalGas and William Gas Pipeline explaining parties' positions on the auction protocol were used and are attached to the notice.

**Filer: Southern California Gas Company**

**Contact: Artemis Manos**

**Phone: (213) 895-5236**

**Summary:** On June 25, 1998, Claudine Swartz, State Regulatory Relations Manager for Southern California Gas Company (SoCalGas), contacted Cmmr. Knight in San Francisco. Claudine Swartz also contacted Cmmrs. Neeper and Duque separately on the same day.

Lee Stewart, Senior Vice President of Energy Transportation Services for SoCalGas, was present at both meetings. Swartz clarified SoCalGas' understanding that ALJ Barnett's June 22, 1998 ruling relates only to the possible reopening of D98-03-073 with respect to the issue of the Kern/Mojave options divestiture and discussed whether there was any potential impact of the ruling on regulatory approvals. Stewart stated that SoCalGas believes its proposed auction protocol is consistent with the Commission's established precedent and would present its arguments at the July 30 hearing.

**Filer: Southern California Gas Company**

**Contact: Artemis Manos**

**Phone: (213) 895-5236**

**Summary:** On June 25, 1998, Claudine Swartz, State Regulatory Relations Manager for Southern California Gas Company (SoCalGas), contacted David Gamson, adv. to Cmmr. Neeper, in San Francisco. Lee Stewart, Senior Vice President of Energy Transportation Services for SoCalGas, was also present. Swartz clarified SoCalGas' understanding that ALJ Barnett's June 22, 1998 ruling relates only to the possible reopening of D98-03-073 with respect to the issue of the Kern/Mojave options divestiture. Stewart stated that SoCalGas' proposed auction protocol is consistent with the auction protocol utilized in Pacific Gas and Electric Company's and Southern California Edison Company's generation facilities divestiture proceedings.

**Filer: Southern California Gas Company**

**Contact: Artemis Manos**

**Phone: (213) 895-5236**

- 7/2/98            A96-12-009      Pacific Gas and Electric Company, to identify and separate components of electric rates effective January 1, 1998, and
- A96-12-011      San Diego Gas and Electric Company, for authority to unbundle rates and products, and
- A96-12-019      Southern California Edison Company, proposing the functional separation of cost components for energy, transmission and ancillary services, distribution, public benefit programs and nuclear decommissioning, to be effective 1/1/98 in conformance with D95-12-036 as modified by D96-01-009, the 6/21/96 ruling of assigned Commissioner Duque, D96-10-074, and AB 1890.

**Summary:** On June 29, 1998, John Hughes, Southern California Edison Company (Edison) Regulatory Manager, and Sarah Smith, Edison Corporate Representative, contacted Michelle Cook, adv. to Cmmr. Duque, in San Francisco. Item E-3, Resolution E-3544, noticed on July 2, 1998 Agenda was discussed. Hughes and Smith stated that the intention of Edison's request in its Advice Letter 1298-E for a Transmission Revenue Requirement Reclassification Memorandum Account (TRRRMA) is simply to establish a memorandum account. This account is necessary to allow Edison the opportunity to recover costs which the FERC rules were mis-allocated to transmission rates. Hughes and Smith further explained that it is not Edison's intention, in requesting TRRRMA, to establish the rate credit approach. Rather the TRRRMA, consistent with Commission

direction in D97-08-056, will provide Edison the opportunity only, not the guarantee of recovery, of reasonable distribution related costs. They concluded that without the memorandum account Edison is at increased risk for the interim period until the FERC makes a final determination in the future.

**Filer: Southern California Edison Company**

**Contact: Brady Piland**

**Phone: (626) 302-2310**

**Summary:** On June 30, 1998, Bruce Foster, Vice President of Southern California Edison Company (Edison), and Sarah Smith, Edison Corporate Representative, met with Cmmr. Bilas in San Francisco. Bruce Foster and Sara Smith also contacted Cmmr. Conlon; James Hendry, adv. to Cmmr. Conlon; and Cmmr. Neeper in three separate meetings. During the meetings the parties discussed the Item E-3, Resolution E-3544, noticed on July 2, 1998 Agenda. Foster and Smith explained that the intention of Edison's request in Advice Letter 1298-E, regarding Transmission Revenue Requirement Reclassification Memorandum Account (TRRRMA) was to allow Edison the opportunity to recover costs which the FERC determines to be distribution related, and not transmission related. Foster and Smith stated that it was not Edison's intention to establish the rate credit approach, by requesting TRRRMA. They further stated that TRRRMA will afford Edison the opportunity, not the guarantee recover of reasonable distribution related costs. Foster and Smith concluded that without the memorandum account, Edison is at risk during the interim period that its transmission revenue requirement is in place subject to refund, and pending FERC final determination.

**Filer: Southern California Edison Company**

**Contact: Brady Piland**

**Phone: (626) 302-2310**

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### EXECUTIVE ORDERS SIGNED

6/1/98	D98-06-001	A98-03-042 - Qwest Communications International, Inc., LCI International, Inc., LCI International Telecom, Corp, and USLD Communications, Inc. For approval of a transfer of control. <b>Approved. This proceeding is closed.</b>
	D98-06-002	A98-04-043 - Jones Communications of California, Inc. For registration as an interexchange carrier telephone corporation. <b>Granted. This proceeding is closed.</b>
	D98-06-003	A98-04-045 - Pacific Centrex Services, LLC. For registration as an interexchange carrier telephone corporation. <b>Granted. This proceeding is closed.</b>
	D98-06-004	not used

- 6/4/98            D98-06-005        A96-02-011 - City of Sacramento. For an order authorizing the construction of a crossing at separated grades of the Union Pacific Railroad bridge over the American River in the City of Sacramento. **Dismissed. This proceeding is closed.**
- D98-06-006        A96-02-012 - City of Sacramento. For an order authorizing the widening, reconstruction and installation of crossing arm gates at the Southern Pacific Transportation Company railroad crossing at 20<sup>th</sup> Street (PUC Crossing No. A-90.30), and the widening and reconstruction of the Southern Pacific Transportation Company railroad crossing (PUC Crossing No. a-90.64C) in the City of Sacramento. **Dismissed. This proceeding is closed.**

**COMMISSION MEETING OF JUNE 4, 1998**

- 6/4/98            D98-06-007        I83-11-05 - Investigation on the Commission's own motion into the method of implementation of the Moore Universal Telephone Service Account. **Directs to include the workshop report filed on 12/20/95 and the comments on the report in the formal record of the proceeding to be established pursuant to Resolution T-16128. This proceeding is closed.**
- D98-06-008        A97-01-029 - San Diego Metropolitan Transit Development Board and City of San Diego. For an order authorizing an at-grade crossing of two light rail tracks and two freight/intercity/commuter rail tracks at Vine Street in the City of San Diego, San Diego County. **Denied. This proceeding is closed.**
- D98-06-009        A94-02-019 - Pacific Bell. For ex parte approval of an expedited certificate of public convenience and necessity process and waiver of certain process and waiver of certain rules governing technology tests and market trials. **Dismissed as moot. This proceeding is closed.**
- D98-06-010        (ECP) C97-08-060 - Reba Edwards vs. Pacific Bell. For discriminatory treatment and failure to provide acceptable telephone service. **Finds insufficient evidence to support a finding that Pacific Bell's system is the cause of complainant's service**

- deficiencies; dismisses the complaint with prejudice. This proceeding is closed.**
- D98-06-011      A97-01-020 - International Standards Group, Ltd (ISG) and Total National Telecommunications, Inc. (TNT). For approval of stock swap agreement between ISG and TNT. I96-04-024, A94-09-025 - Related matters. **Dismisses the application without prejudice to refile should the parties wish to obtain Commission authorization for the transaction; denies the Consumer Service Division's motion for an order to show cause to consolidate all issues relating to ISG into A97-01-020. A97-01-020 is closed. I96-04-024 and A94-09-025 remain closed.**
- D98-06-012      (ECP) C96-10-020 - Emma L. Jones vs. GTE California Incorporated. **Dismissed. This proceeding is closed.**
- D98-06-013      I92-03-017 - Investigation on the Commission's own motion into identification and mitigation of local safety hazards on California's railroads. R93-10-002 - Related matter. **Clarifies that all issues in I92-03-017 have been subsumed within the issues of R93-10-002. I92-03-017 is closed.**
- D98-06-014      C96-11-006 - First Financial Network (First Financial) vs. Pacific Bell (Pacific). For unauthorized installation of telephone lines and failing to provide satisfactory service. **Determines that First Financial shall be responsible for payment to Pacific of \$4,692.72 as full payment in settlement of Pacific's \$17,474.72 balance claimed with regard to the 55-line Centrex system; denies the balance of Pacific's claimed balance; further telephone service from Pacific to First Financial shall not be denied, or security deposits be required, where based on a nonpayment of \$4,692.72 balance, provided that within 60 days of the effective date of this order, First Financial or its successor enters into an agreement with Pacific wherein it is agreed that the \$4, 692.72 will be paid in installation over the following 12-month period without interest; the Commission has no jurisdiction to order Pacific to pay First Financial's attorneys fee and costs. This proceeding is closed.**

- D98-06-015      A90-07-015 - AT&T Communications of California, Inc. For additional regulatory flexibility. I85-11-013, A87-10-039 - Related matters. **Determines that the matter is moot. These three consolidated proceedings are closed.**
- D98-06-016      A96-10-038 - Pacific Enterprises (PE), Enova Corporation (Enova), Mineral Energy Company (MES), B Mineral Energy Sub and G Mineral Energy Sub. For approval of a plan of merger of PE and Enova with and into B Energy Sub and G Energy Sub the wholly-owned subsidiaries of a newly created holding company, MES. **Grants the petition of PE and Enova to modify D98-03-073 to state that the start date for refunding merger savings is within 90 days after the final jurisdictional approval is received. This proceeding is closed.**
- D98-06-017      A98-02-034 - Riverside County Transportation Commission. For authority to construct a pedestrian overpass at railroad milepost 27.11, of the Burlington Northern and Santa Fe Railway Company's San Bernardino subdivision main line, as an addition to the existing Metrolink station in the City of Corona, County of Riverside. **Granted This proceeding is closed.**
- D98-06-018      R95-04-043 - Order instituting rulemaking on the Commission's own motion into competition for local service. I95-04-044 - Related matter. **Approves the proposed three-way geographic split plan for the 619 Numbering Plan Area (NPA), presented by the California-Nevada Code Administrator (CNCA); the CNCA in ordered to proceed with all due diligence to expeditiously implement the approved 619 NPA relief plan; adopts the schedule for 619 NPA relief implementation; grants the California Small Business Association's motion to become a party.**
- D98-06-019      A96-12-009 - Pacific Gas and Electric Company. To identify and separate components of electric rates, effective January 1, 1998. A96-12-011, A96-12-019 - Related matters. **Denies the petition to modify D97-08-056 filed by New Energy Ventures; grants the petition to modify D97-08-056, filed by The Utility Reform Network and Utility Consumers Action Network to**

**the extent set forth.**

- D98-06-020 A97-07-030 - Pacific Gas and Electric Company. For authorization to sell electric distribution and transmission facilities serving the Cities of Ripon, Escalon, Riverbank and Oakdale and surrounding rural areas to the Modesto Irrigation District pursuant to the Public Utilities code Section 851 and for approval of service area agreement under Public Utilities Code Section 8101. **Denied. This proceeding is closed.**
- D98-06-021 A97-08-015 - Southern California Edison Company (Edison). For orders approving proposed settlements and power purchase agreement amendments between Edison and Wind Power Partners 1993, L.P., Wintec, Ltd., and BNY Western Trust Company; authorizing Edison's recovery of payments under the proposed settlements and amendments. **Approved; grants Edison's motion for a protective order: the settlement information redacted from the application and exhibits shall remain under seal for a period to and including October 31, 1998 as set forth. This proceeding is closed.**
- D98-06-022 I96-10-034 - Order instituting investigation and order to show cause into whether the passenger stage certificate of Khalil Homeidan, Farahat Abdelmalek, Edward Chernyak and Fira Chernyak, a partnership doing business as AIRTRANS EXPRESS should not be revoked. **Revokes and annuls the certificate of public convenience and necessity to operate in various areas of Southern California (PSC-6369), as set forth. This proceeding is closed.**
- D98-06-023 R94-04-031 - Order instituting rulemaking on the Commission's proposed policies governing restructuring California's electric services industry and reforming regulation. I94-04-032 - Related matter. **Denies Advice Letter 1246-E filed on August 21, 1997 by Southern California Edison Company (Edison); denies Edison's request to include a conservation adjustment for nongeneration revenue requirements in the Streamlining Residual Account; modifies D97-10-057 as set forth.**
- D98-06-024 A97-06-025 - Southern California Gas Company

- (SoCalGas). Regarding Year Three (1996-97) under its experimental gas cost incentive mechanism and related gas supply matters. **Grants SoCalGas' request to adjust the purchased gas account to recognize a shareholder award of \$10,592,919 in respect of the procurement incentive mechanism and \$171,106 in respect of the storage incentive mechanism. This proceeding is closed.**
- D98-06-025      A97-03-052 - California-American Water Company. For a certificate that the present and future public convenience and necessity requires applicant to construct and operate the 24,000 acre foot Carmel River Dam and Reservoir in its Monterey Division and to recover all present and future costs in connection therewith in rates. **Interim opinion: resolves appeal by Alliance of Citizens with Water Alternatives from the December 19, 1997 ALJ's ruling regarding its notice of intent to claim compensation; affirms the ruling.**
- D98-06-026      A96-12-009 - Pacific Gas and Electric Company (PG&E). For authority to identify and separate components of electric rates, effective January 1, 1998. A96-12-011, A96-12-019 - Related matters. **Modifies ordering paragraph 3 of D97-12-109 and directs PG&E, Southern California Edison Company, and San Diego Gas & Electric Company to modify the language in their customers' bills which describes the Trust Transfer Amount.**
- D98-06-027      R95-04-043 - Order instituting rulemaking on the Commission's own motion into competition for local exchange service. I95-04-044 - related matter. **Disposes of application for rehearing of D98-01-022 filed by Pacific Bell, grants limited rehearing, modifies D98-01-022 and subsequently denying rehearing of decision as modified.**
- D98-06-028      A95-05-030 - Roseville Telephone Company (Roseville). To restructure intrastate rates and charges and to implement a new regulatory framework for telephone services. **Denies application for rehearing of D96-12-074 filed by Roseville with respect to a shortfall of \$1.8 million in Roseville's revenue requirement since the matter complained of was corrected in D97-12-**



- 045; grants the application for rehearing with respect to: a) output growth factor of 4.5%, b) customer operations expense growth factor of 6%, c) allowance for funds used during construction, d) telephone plants in service, e) reduction of three employee expenses; also grants the application for rehearing with respect to increasing Roseville's rate base by \$156,056; remands this matter to the assigned ALJ for limited rehearing, as set forth.**
- D98-06-029      **C95-08-039 - Bayside Village, The Fillmore Center and North Point Apartments vs. Pacific Bell (Pacific). Disposes of application for rehearing of D97-11-029 filed by Pacific; grants limited rehearing of D97-11-029 on the specific issues regarding: a) the implementation of the ordered changes to Pacific's practices; b) the propriety of refunds to the general body of Pacific customers who Pacific charged for work on the cross-connects at issue; and c) implementation issues relating to those refunds, as set forth; vacates ordering paragraph 8 of D97-11-029; denies rehearing of all holdings of D97-11-029 other than the implementation and refund holdings set forth; denies Pacific's request for oral argument; denies Pacific's motion for stay of D97-11-029.**
- D98-06-030      C96-01-016 - Vista Montana Apartments, et al, vs. Pacific Bell (Pacific). **Denies application for rehearing of D97-11-069 filed by Pacific; denies Pacific's request for oral argument. This proceeding is closed.**
- D98-06-031      C95-11-021 -Ted E. Deitenhofer vs Pacific Bell (Pacific). **Denies application for rehearing of D97-11-068 filed by Pacific. Pacific's request for oral argument is denied. This proceeding is closed.**
- D98-06-032      A97-02-003 - Cook Telecom. For arbitration pursuant to Section 252 of the Federal Telecommunications Act of 1996 to establish an interconnection agreement with Pacific Bell. **Denies application for rehearing of D98-03-075 filed by Pacific Bell. This proceeding is closed.**
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**RESOLUTIONS OF JUNE 4, 1998 COMMISSION MEETING**

- 6/4/98      ALJ-176-2994      Ratification of preliminary determinations of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure. (See also Rule 63.2(c) regarding notice of assignment.)  
**Adopted.**
- ALJ-177      To adopt, in final form, the two generally applicable protocols for closed deliberation of ratesetting proposed decisions that the Commission published for comment in the California Regulatory Notice Register, as described in Res. ALJ-175 (adopted February 4, 1998). **Adopted.**
- L-270      The plaintiff in a personal injury lawsuit has subpoenaed the Commission for the financial records of Kurz Truck Service, Inc. (T-074962), and Jeff Kurz dba Jeff Kurz Trucking (T-182638), the defendant at trial. The presiding court has awarded plaintiff a money judgment against the defendant exceeding \$1 million, and plaintiff is seeking the requested data for purposes of satisfying her judgment from the defendant's business assets. California Public Utilities Code section 583 and General Order 66-C prohibit disclosure of data provided to the Commission by a regulated carrier, unless officially authorized by the Commission. The California Public Records Act (California Government Code section 6250 et seq.) and Commission decisions favor disclosure of Commission records where public interest in disclosure outweighs interests to the contrary. *See e.g., San Diego Gas and Electric Co., for Rehearing of Resolution L-240* (1993), 49 CPUC 2d 241. In this case, Commission staff recommends disclosure. The public interest in disclosure is that a regulated carrier found legally liable for an automobile accident causing serious physical and emotional injuries to another person, should be held accountable. Little if any countervailing interests appear to outweigh this societal interest. For example, if the records in question were not released, this could thwart plaintiff's efforts to satisfy her judgment against the carrier and consequently abet the carrier's resistance thereto. **Granted.**
- SU-46      Advice Letter 2601 of Southern California Gas Company

- (SoCalGas). This resolution authorizes SoCalGas to deviate from General Order No. 112-E, Section 192.13(c), by allowing San Diego Gas & Electric Company to use their own operating procedures to operate specific sections of SoCalGas' natural gas pipeline No. 1026, in emergency situation. **Adopted.**
- SU-47 This resolution amends Res SU-33 to allow California gas operators to install plastic pipe encased in plastic casing above ground level, internal to bridges structures. **Granted.**
- TL-18848 Antonio Luna and Jeffrey Rhodes dba Bay Area Shuttle (Carrier). This resolution grants voluntary suspension of certain portions of the certificate of public convenience and necessity issued to carrier. **Granted.**
- TL-18850 Resolution approving issuance of charter-party carrier certificates pursuant to Section 5374(b) of the Public Utilities Code. **Granted.**

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#### EXECUTIVE ORDERS SIGNED

- 6/5/98 D98-06-033 A97-01-024 - City of Davis. To widen, alter, and reconstruct the existing grade separated crossing of the Union Pacific Railroad Company at Richards Boulevard. **Dismissed. This proceeding is closed.**
- D98-06-034 A97-09-033 - City of San Mateo. To construct one grade crossing of the Peninsula Corridor Joint Powers Board Railroad Line at the Downtown Transit Center of the City of San Mateo. **Dismissed. This proceeding is closed.**
- D98-06-035 A98-04-040 - L.A. Cellular Long distance, LLC. For a certificate of public convenience and necessity to provide InterLATA and IntraLATA telecommunications service as a switchless reseller. **Granted. This proceeding is closed.**
- D98-06-036 A98-04-054 - DMJ Communications, Inc. For a certificate of public convenience and necessity to provide

		InterLATA and IntraLATA telecommunications service as a switchless reseller. <b>Granted. This proceeding is closed.</b>
	D98-06-037	A98-04-058 - Omnicall, Inc. For a certificate of public convenience and necessity to provide InterLATA and IntraLATA telecommunications service as a switchless reseller. <b>Granted. This proceeding is closed.</b>
6/8/98	D98-06-038	A98-04-062 -.Peak Communications. For a certificate of public convenience and necessity to provide InterLATA and IntraLATA telecommunications service as a switchless reseller. <b>Granted. This proceeding is closed.</b>
	D98-06-039	A98-04-063 - Telecom Resources, Inc. For a certificate of public convenience and necessity to provide InterLATA and IntraLATA telecommunications service as a switchless reseller. <b>Granted. This proceeding is closed.</b>
	D98-06-040	A98-04-064 - Business Technology Systems, Inc. For a certificate of public convenience and necessity to provide InterLATA and IntraLATA telecommunications service as a switchless reseller. <b>Granted. This proceeding is closed.</b>
6/12/98	D98-06-041	I96-10-034 - Order instituting investigation and order to show cause into whether the passenger stage certificate of Khalil Homeidan, Farahat Abdelmalek, Edward Chernyak and Fira chernyak dba AirtransExpress should not be revoked. <b>Order correcting clerical error.</b>
6/15/98	D98-06-042	A96-07-033 - American Communications Network, Inc. For a certificate of public convenience and necessity to operate as a reseller of local exchange telecommunications services. <b>Order correcting error.</b>
	D98-06-043	A98-04-055 - Trans Coast Communications, Inc. For a certificate of public convenience and necessity to provide InterLATA and IntraLATA telecommunications service as a switchless reseller. <b>Granted. This proceeding is closed.</b>
	D98-06-044	A98-05-020 - American Farm Bureau, Inc. For a certificate of public convenience and necessity to provide

InterLATA and IntraLATA telecommunications service as a switchless reseller. **Granted. This proceeding is closed.**

6/16/98      D98-06-045      C97-03-049 - California Cable Television Association vs. Pacific Bell & Pacific Bell Internet Services. **Dismissed. This proceeding is closed.**

                  D98-06-046      C97-12-041 - Reliable Payphone Company vs. Pacific Bell, Deanna Pardini Lusk. **Dismissed. Complainant's \$2,501.19 deposit with the Commission shall be disbursed to defendant. This proceeding is closed.**

6/17/98      D98-06-047      I89-11-003 - In the matter of the regulation of used household goods transportation by truck. **Order Correcting Errors.**

6/23/98      D98-06-085      A94-03-029 - Citizens Telecommunications Company. For a certificate of public convenience and necessity authorizing resale of InterLATA intrastate telecommunications. **Dismissed. This proceeding is closed.**

6/22/98      D98-06-086      A98-05-028 - FreeCall, Inc. For a certificate of public convenience and necessity to provide InterLATA and IntraLATA telecommunications service as a switchless reseller. **Granted. This proceeding is closed.**

6/24/98      D98-06-087      C89-12-032 - Mark David Baker vs. Pacific Bell. **Dismissed. This proceeding is closed.**

6/26/98      D98-06-089      A98-05-035 - Diamond Link. For a certificate of public convenience and necessity to provide InterLATA and IntraLATA telecommunications service as a switchless reseller. **Granted. This proceeding is closed.**

                  D98-06-090      A98-05-032 - FaciliCom International, L.L.C. For a certificate of public convenience and necessity to provide InterLATA and IntraLATA telecommunications service as a facilities-based carrier. **Granted. This proceeding is closed.**

6/29/98      D98-06-091      A98-05-039 - TelQuest Communications, Inc. dba Advantage Plus. For a certificate of public convenience and necessity to provide InterLATA and IntraLATA

telecommunications service as a switchless reseller.  
**Granted. This proceeding is closed.**

6/30/98      D98-06-092      A98-04-052 - Accelerated Connections, Inc. For approval of a pro forma change of control and transfer of a certificate of public convenience and necessity under Section 854 of the Public Utilities Code. **Granted as set forth. This proceeding is closed.**

**PRESIDING OFFICER DECISIONS WHICH HAVE BECOME COMMISSION DECISIONS PURSUANT TO P.U CODE SECTION 1701.2(a)**

6/29/98      D98-06-088      C97-12-007 - Robert Hepler Lowe and Sheryl Berkoff Lowe vs. All Points Moving and Storage (All Points). **Permit number T-142,593 issued to All Points is revoked. Evesha Berkley, the Evesha Group, Inc and all officers and/or directors of the Evesha Group, Inc are directed to cease and desist from further violations of the Public Utilities Code, the Business and Professions Code, the Penal Code etc. This proceeding is closed.**

**COMMISSION MEETING OF JUNE 18, 1998**

6/18/98      D98-06-048      **A96-03-031 - Southern California Gas Company.** For authority to review its rates effective January 1, 1997, in its Biennial Cost Allocation Proceeding. A96-04-030 - Related matter **San Diego Gas & Electric Company's November 5, 1997 petition to modify D97-04-082 is granted as set forth.**

D98-06-049      A91-11-024 - San Diego Gas & Electric (SDG&E). For authority to increase its rates and charges for electric, gas and steam service, effective January 1, 1993. **SDG&E is authorized to file the tariff changes attached to this decision as Appendix A. This proceeding is closed.**

D98-06-050      C98-03-016 - A.R. Rashad vs. Pacific Gas and Electric Company. **Complaint denied. This proceeding is closed.**

D98-06-051      I90-10-042 - Order instituting investigation (OII) on the Commission's own motion to consider policies and

- procedures applicable to the “extra space” in billing envelopes of utilities. **Because of the extensive changes in the electric industry and the proposed changes in the gas industry since this OII was begun, the record is inadequate and stale. This proceeding is closed**
- D98-06-052      A97-08-032 - Mohamed A. Awara dba Best Way Shuttle. For authority to operate as a passenger stage corporation between points in the Counties of San Francisco, Contra Costa, and Alameda, on the one hand, and San Francisco and Oakland International Airports, on the other. Applicant is also authorized to establish a Zone of Rate Freedom of \$8 above and below its proposed fares. **Granted. This proceeding is closed.**
- D98-06-053      A97-08-026 - Mohamad M. Dennawi dba Apollo Shuttle Service. For authority to operate as a passenger stage corporation between points in the Counties of San Francisco, Contra Costa, and Alameda, on the one hand and the International Airports of San Francisco, Oakland, and San Jose, on the other. Applicant is also authorized to establish a Zone of Rate Freedom of \$8 above and below its proposed fares. **Granted. This proceeding is closed.**
- D98-06-054      (ECP) C97-08-042 - Patrick J. Byington vs. Pacific Gas and Electric Company (PG&E). **PG&E shall bill complainant for the period December 20, 1995 to March 20, 1996, and add to the bill a portion of the cost of investigation, \$81.93. This proceeding is closed.**
- D98-06-055      (ECP) C97-12-053 - Richard Beagle vs. Southern California Edison Company (Edison). **Complaint denied. The sum of \$357.48, and any other sums deposited by complainant with the Commission shall be disbursed to Edison to be credited to complainant’s account. This proceeding is closed**
- D98-06-056      A98-02-013 - Southern California Water Company dba Bear Valley Electric Service. For approval of proposals to implement billing options and separate costs for revenue cycle services. **Order approving Assigned Commissioner’s Ruling changing the preliminary determination on need for hearing from yes to no.**

- D98-06-057 A98-02-009 - PacifiCorp. For approval of revenue cycle services credits pursuant to D97-12-093. **Order approving Assigned Commissioner's Ruling changing the preliminary determination on need for hearing from yes to no.**
- D98-06-058 A98-02-006 - Sierra Pacific Power Company. For approval of its proposals to implement direct access billing options and separate costs for revenue cycle services. **Order approving Assigned Commissioner's Ruling changing the preliminary determination on need for hearing from yes to no.**
- D98-06-059 C87-07-033 - Alexander Gee vs. Pacific Bell. **The complaint is denied. This proceeding is closed.**
- D98-06-060 I90-01-033 - Investigation on the Commission's own motion into the matter of competitive access to customer list information. A89-07-030, C86-06-004 - Related matters. **This decision closes these three proceedings.**
- D98-06-061 (ECP) C98-01-031 - C. David Stephan vs. Pacific Bell. **Complaint is denied. This proceeding is closed.**
- D98-06-062 A98-03-003 - Pacific Gas and Electric Company. For modification of Resolution E-3515. **Order approving Assigned Commissioner's Ruling changing the preliminary determination on need for hearing from yes to no.**
- D98-06-063 A98-02-023 - Residential Energy Service Companies' United Effort (RESCUE). For rehearing of Res E-3515. A98-03-003 - Related matter. **This decision makes certain modifications to Res E-3515 in response to a petition for modification of Res E-3515 filed by Pacific Gas and Electric Company and an application for rehearing of Res. E-3515 filed by RESCUE. These proceedings are closed.**
- D98-06-064 C94-03-035 - Teresa LeGault vs. Pacific Gas and Electric Company. **Dismissed. This proceeding is closed**
- D98-06-065 R95-01-020 - Rulemaking on the Commission's own motion into Universal Service and to comply with the



- mandates of Assembly Bill 3643. I95-01-021 - Related matter. **The California High Cost Fund (CHCF) Administrative Committee created by D97-01-020 is dissolved; Adopts charters for the California High Cost Fund (CHCF)-A Administrative Committee, the CHCF-B Administrative Committee, and the California Teleconnect Fund Administrative Committee (the Committees); Identifies rules the Committees must adhere to in their role as advisory bodies to the Commission; provides guidance to the Committees regarding the preparation and submittal of proposed budgets and annual reports to the Commission; Appoints the current members Interim Administrative Committee to serve as the members of the Committees until further notice.**
- D98-06-066      A98-03-043 - Blue & Gold Fleet, L.P. For authority to increase fare levels for the transportation of passengers in vessel common carrier service between the Alameda Gateway Area and the Port of Oakland, on the one hand, and authorized points in San Francisco, on the other hand. **Approves the Assigned Commissioner's Ruling changing the preliminary determination on need for hearing from yes to no**
- D98-06-067      R95-04-043 - Order instituting rulemaking on the Commission's own motion into competition for local exchange service. I95-04-044 - Related matter. **Approves the issuance of a certificate of public convenience and necessity to the two competitive local carriers (CLCs) identified in Appendix B of the decision to provide local exchange service on a facilities-basis and as resellers within the service territories of Pacific Bell, GTE California Incorporated, and where requested, within the territories of Roseville and Citizens Telephone Company, and grants the CLCs' requests for interLATA and intraLATA authority.**
- D98-06-068      A97-12-016 - Southern California Water Company (SoCalWater). **Approves an uncontested settlement agreement between the Ratepayer Representation Branch of the Commission's Water Division, and SoCalWater. SoCalWater is authorized to reorganize into a holding company structure as set forth in the**

- application and in the settlement. This proceeding is closed.**
- D98-06-069      A96-08-039 - Southern California Edison Company (Edison). For orders: (1) approving a proposed settlement and power purchase agreement restructuring between Edison and Pacific Energy; (2) authorizing Edison's recovery in rates of payments made pursuant to the power purchase agreements included in the proposed settlement and restructuring.. **Approves the settlement in D97-07-039; Orders the payment to be recorded as a credit to Edison's Transition Cost Balancing Account. This proceeding is closed.**
- D98-06-070      A97-08-008 - The Washington Water Power Company (WWPC). **Grants WWPC's petition to modify D97-10-054 to issue short-term debt amounting to \$225,000,000 in excess of the amount provided in the Public Utilities Code Section 823. This proceeding is closed.**
- D98-06-071      A98-03-022 - City of Truckee (City). **Authorizes the City to construct the Western Underpass (A-207.55-B) at separated grades beneath the tracks of the Union Pacific Railroad Company in Truckee, Nevada County. This proceeding is closed.**
- D98-06-072      I97-07-014 - Investigation for the purpose of establishing a list for the fiscal years 1998-99 and 1999-2000 of existing and proposed crossings at grade of city streets, county roads, or state highways in need of separation, or projects effecting the elimination of grade crossings by removal or relocation of streets or railroad tracks, or existing separations in need of alterations or reconstruction in accordance with Section 2452 of the Streets and Highways Code. **Interim Order - The Grade Separation Priority List is established per attached Attachment B.**
- D98-06-073      A97-03-002 - Pacific Gas and Electric Company (PG&E). For authority to adjust its gas rates and tariffs to be effective January 1, 1998, pursuant to Decision Nos. 89-01-040, 90-09-089, 91-05-029, 93-12-058, 94-07-024, and 95-12-053. **Addresses PG&E's Biennial**

- Cost Allocation Proceeding (BCAP) application. PG&E shall file revised tariff schedules which implement the adopted changes shown in Appendix B; The revised tariff schedules shall become effective on or after September 1, 1998. PG&E shall file its next BCAP application on October 29, 1999, etc. This proceeding is closed.**
- D98-06-074      A96-08-041 - AT&T Communications of California, Inc. (AT&T). For arbitration pursuant to Section 252 of the Federal Telecommunications Act of 1996 to establish an interconnection agreement with GTE California, Incorporated (GTEC). **Denies GTEC's petition to modify D97-01-022. This proceeding is closed.**
- D98-06-075      R95-04-043 - Order instituting rulemaking on the Commission's own motion into competition for local exchange service. I95-04-044 - Related matter. **No new filings to establish additional extended area service (EAS) routes tendered after June 18, 1998 shall be accepted within the service territories of any incumbent local exchange carrier. Pending EAS complaints filed prior to June 18, 1998 shall proceed based on the factual merits of each case. Existing EAS routes shall be grandfathered for the present time.**
- D98-06-076      A97-12-005 - Pacific Gas and Electric Company (PG&E). **Grants conditional authority to PG&E to use natural gas-based financial instruments to manage the impact of natural gas prices on the cost of electricity purchased pursuant to existing power purchase contracts. This authority ends no later than December 31, 1999. This proceeding is closed.**
- D98-06-077      C97-10-060 - Saddiq Kahn vs. Pacific Gas and Electric Company (PG&E). **Application for rehearing of D98-04-010 filed by complainant is denied. This proceeding is closed.**
- D98-06-078      A94-03-019 - **Denies the application for rehearing of Resolution G-3095 filed by Enron Access Corporation on March 7, 1994. This proceeding is closed.**
- D98-06-079      R90-02-008 - Order instituting rulemaking to change the

- structure of gas utilities' procurement practice and to propose refinements to the regulatory framework for gas utilities. **Denies the application for rehearing of D95-07-048 filed by Enron Capital & Trade Resources.**
- D98-06-080      A94-10-029 - **Denies the application for rehearing of Resolution G-3124 filed by the Cities of Burbank, Glendale, and Pasadena. This proceeding is closed.**
- D98-06-081      R94-04-031 - Order instituting rulemaking on the Commission's proposed policies governing restructuring California's electric services industry and reforming regulation. I94-04-032 - Related matter. **The application for rehearing filed by Pacific Gas and Electric Company of D97-12-048 as modified herein is denied.**
- D98-06-082      R88-08-018 - Order instituting rulemaking into natural gas procurement and system reliability issues. R90-02-008 - Related matter. **Order granting rehearing for decision modification and denying application for rehearing filed by Southern California Edison Company of D98-03-057 as modified. These proceedings are closed.**
- D98-06-082      A96-08-058 - Wild Goose Storage, Inc. (Wild Goose). For a certificate of public convenience and necessity (CPCN) to construct facilities for gas storage operations. **The policy statement offered by Wild Goose concerning the allocation of capital costs for future PG&E expansion needed to serve the Wild Goose storage project is not adopted. D97-06-091 is modified as set forth. This proceeding is closed.**
- D98-06-084      I92-03-052 - Order instituting investigation to consider policies and procedures applicable to the possible over-assessment by the State Board of Equalization of property owned by Commission regulated utilities. **D95-06-053 is modified as set forth. The applications for rehearing filed by Pacific Bell and GTE California, Inc. (GTEC) of D95-06-053 as modified are denied. The petition of GTEC to set aside submission is denied. Parties to this proceeding may file concurrent briefs detailing how the Z factor policies adopted in I90-07-037 affect the outcome of the Z-factor issue in this investigation by August 17, 1998.**

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**R98-06-029 - Commission order instituting rulemaking into the service quality standards for all telecommunications carriers and revisions to General Order 133-B.**

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**RESOLUTIONS OF JUNE 18, 1998 COMMISSION MEETING**

- 6/18/98      ALJ-176-2995      Ratification of preliminary determinations of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure. (See also Rule 63.2(c) regarding notice of assignment.) **Adopted.**
- E-3536      Advice Letter 1277-E of Southern California Edison Company (Edison). This resolution approves with modifications Edison's request for approval of its 1998 hydroelectric generation revenue requirement. **Granted.**
- E-3538      Advice Letters (AL) 1720-E (PG&E), 1275-E (Edison), 1061-E (SDG&E), AL 1723-E (PG&E), and supplemented by ALs 1723-E-A and 1723-E-B. This resolution approves with modifications PG&E, Edison, and SDG&E's request for approval of transition cost balancing account tariffs and several memorandum accounts in compliance with D97-06-060, D97-11-074, D97-12-039. In addition, pursuant to D97-12-096, PG&E's request for approval of must run hydroelectric/goothermal memorandum account. **Granted. ORA's protest to PG&E's Advice Letter 1720-E that there should be no amortization of uneconomic costs of hydroelectric and geothermal assets in the transition balancing account (TCBA) is denied.**
- L-271      This resolution would authorize the release of information, including data which is not subject to public inspection pursuant to Section 583 of the Public Utilities Code and General Order No. 66-C, in response to a Public Records Act Request served on the Commission by the City Attorney for the City of Pinole. The request seeks the Staff Incident Report investigating an explosion

- that occurred on February 17, 1998 in Pinole. **Granted.**
- M-4789 Resolution adopting level of Public Utilities Commission Utilities Reimbursement Account Fees to be imposed for Fiscal Year 1998-99. **Adopted.**
- M-4790 Resolution adopting level of Public Utilities Commission Transportation Reimbursement Account Fees to be imposed for fiscal year 1998-99. **Adopted.**
- M-4791 Resolution adopting level of Transportation Rate Fund Fee to be imposed for fiscal year 1998-99. **Adopted.**
- ST-37 This resolution adopts an agreement between the Rail Safety and Carriers Division and the San Francisco Municipal Railway to prepare a joint report establishing requirements for safety related improvements to be made to light rail train operations. **Adopted.**
- TL-18851 Resolution approving issuance of charter-party carrier certificates pursuant to Section 5374(b) of the Public Utilities Code. **Granted.**
- TL-18852 Resolution denying issuance of charter-party authority or household goods carrier authority for failure to satisfy statutory provisions of the Public Utilities Code and Commission General Orders. **Adopted.**
- T-16148 Advice Letter (AL) 19265, as supplemented by AL 19265A, and AL 19265B of Pacific Bell (Pacific). This resolution approves provisionally with conditions Pacific's request to offer anonymous call rejection service. **Adopted. The protest by TURN, UCAN and ORA are accepted in part and rejected in part.**
- W-4101 Advice Letter 1029 of Southern California Water Company, Metropolitan District. This resolution authorizes an offset rate increase of \$786,400 or 1.43%. **Adopted.**
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