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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, September 29, 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
- Miscellaneous Telecommunication Matters
- 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



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

**REGULAR COMMISSION BUSINESS MEETINGS**

October 8, 1998	10 am - 11 am Open Forum/Town Hall meeting with Commissioners 11 am Commission meeting begins	<i>Leisure World, Club House 3, 23822 Avenida Savilla, Laguna Hills, CA 92653</i>
October 22, 1998	10 am	San Francisco
November 5, 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.*

October 5, 1998	1:30 pm	San Francisco
October 19, 1998	1:30 pm	San Francisco
November 2, 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.

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## 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).*

<b><u>Date/Time</u></b>	<b><u>Commissioner</u></b>	<b><u>Location</u></b>
October 9, 1998	Josiah L. Neepser	107 South Broadway, Room 5109 Los Angeles

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**PUBLIC MEETINGS & WORKSHOPS**

**Workshop Notice**

<p>September 28 &amp; 29, 1998 10 am – 4 pm</p> <p><b><u>Conference Call Information</u></b> September 28 &amp; 29, 1998 dial in to (415) 904-8907 Passcode = 2408347#</p>	<p>PG&amp;E Energy Center 851 Howard Street HVAC Room <b>San Francisco</b></p> <p>Note: If you experience problems trying to access this conference call please contact Confertech at 1-800-525-8244 and have them verify the Dial-in # and Passcode scheduled under Master Reservation #4590512 for CH2M HILL (Sharon Weinberg is the designated Chairperson)</p>
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The Low Income Governing Board will meet to discuss the following topics: Review, determine order of discussion topics, and approve agenda, opportunity for public comment, report from the Vice Chair, review and approval of meeting minutes, report from technical consultant subcommittee, report from administrative consultant subcommittee, report from advisory committee, direction to Advisory Committee (their responsibilities, Board's expectations), IPA roles and responsibilities, Board operating budget, cost effectiveness issues, Board membership, opportunity for public comment. An agenda for the meeting is being developed and can be obtained from the LIGB's website at [www.ligb.org](http://www.ligb.org). The meeting is open to the public. For more information contact Sharon Weinberg at (510) 251-2888, extension 2025.

**Public Meeting**

<p>September 30, 1998 9:30 am - 12 pm</p>	<p>Interim Administrative Committee California Public Utilities Commission 505 Van Ness Avenue, Room 3204 (Corner of Van Ness and McAllister) <b>San Francisco</b></p>
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The Interim Administrative Committee will hold a meeting. Purposes of the meeting are to: 1) review and approve public meeting minutes of 8/26/98; 2) discuss process for reviewing and approving CHCF-B claims; discuss and approve 1999 administrative budget for CHCF-A, CHCF-B, and CTF; and 3) review and approve expenses and disbursements. The contact person for this meeting is Angela Young at (415) 703-2837.

**Public Meeting**

September 30, 1998 10 am - 3 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b>
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The DDTP HANDS FREE CORDLESS PHONE (HFCP) SUB-COMMITTEE of the Deaf and Disabled Telecommunications Program will hold a meeting. The HFCP Sub-committee will meet to develop specifications for acquiring 900 MHz cordless hands free phones. 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 - TIME CHANGE**

October 2, 1998 10 am - 1 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b>
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The FINANCE SUB-COMMITTEE of the Deaf and Disabled Telecommunications Program will hold a 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.

**Workshop Notice**

October 6, 1998 8:30 am to 12 pm	Pacific Energy Center 851 Howard Street (1 block west of Moscone Center) <b>San Francisco</b>
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The California Board for Energy Efficiency (CBEE) will conduct a public workshop to address issues associated with its advice letter filing for Program Year (PY 99) programs, including definition and inclusion of self-generation in PY99 programs, and recommendations for new or revised programs. The workshop will be facilitated by the CBEE's technical consultants. The workshop is open to the public and the room is wheelchair accessible. The contact person is Sara Steck Myers, (415) 387-1904. For further details about CBEE and this meeting consult the CBEE Web Page at [www.cbее.org](http://www.cbее.org).

**Public Meeting**

<i>October 6, 1998 10 am - 4 pm</i>	<i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b></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>October 6, 1998 8:30 am to 5 pm</i>	<i>Pacific Energy Center 851 Howard Street (1 block west of Moscone Center) <b>San Francisco</b></i>
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Agenda items for this meeting include discussion and potential resolution of the following topics: the status of the Request for Proposals for Energy Efficiency Program Administrators (D. 98-07-036); follow up on requests emanating from the Sept 15<sup>th</sup> prehearing conference, draft reports produced as part of the CBEE program planning process for 1999; CBEE expectations for Interim Administrators' third quarterly status report, CBEE work plans, technical consultant work plans, and schedules, issues related to utility assets and liabilities, verification, measurement and assessment functions, and other reporting requirements, and the Technical Advisory Committee and Board operational matters. The contact person is Sara Steck 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).

**Public Meeting**

<i>October 7, 1998 8:30 am - 4:30 pm</i>	<i>Pacific Energy Center 851 Howard Street (1 block west of Moscone Center) <b>San Francisco</b></i>
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This meeting is a continuation of the California Board for Energy Efficiency meeting of October 6, 1998. The Agenda items listed below but not covered on October 6 will be continued and heard at this meeting. Discussion and potential resolution of the following topics: the status of the Request for Proposals for Energy Efficiency Program Administrators (D. 98-07-036); follow up on requests emanating from the Sept 15 prehearing conference, draft reports produced as part of the CBEE program planning process for 1999; CBEE expectations for Interim Administrators' third quarterly status report, CBEE work plans, technical consultant work plans, and schedules, issues related to utility assets and liabilities, verification, measurement and assessment functions, and other reporting requirements, and the Technical Advisory Committee and Board operational matters. The contact person is Sara Steck 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).

**Public Meeting**

<p>October 7, 1998 9:30 am - 3:30 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue, Room 3204 (Corner of Van Ness and McAllister Street) <b>San Francisco</b></p>
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The ULTS Marketing Board (ULTSMB) will hold its regular meeting to discuss the following: Review/Approve Meeting Minutes, Review/Approve Administrative Report and Action Items, Review/Approve Administrative Expenses and Adjustments, PUC Report and Action Items, Review ULTSMB Correspondence, Review Proposed Interim Marketing Plan Comments, Review Previous Studies and Data, Review/Approve Request For Proposals (RFP) for ULTSMB Interim Marketing Program Advertising, Announcements, Set Future Agenda Items for Discussion and Hear Public Comments.

This meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. 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.

**Town Hall Meeting**

<p>October 7, 1998 7 pm</p>	<p>The Sherman Community Center 2258 Island Avenue <b>San Diego</b></p>
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CPUC Commissioner Josiah Neeper will hold an open forum on telecommunications marketing abuses affecting Spanish-speaking consumers in the San Diego area. The purpose of the meeting is to provide the Hispanic community an opportunity to learn about such marketing abuses as slamming and cramming, and to express their concerns. Commissioner Neeper scheduled the meeting as a result of discussions with Hispanic community leaders. He will welcome comments from all consumers on these and related issues. Staff persons from the CPUC Consumer Services Division and a representative of Pacific Bell, the incumbent local exchange carrier, will be on hand to assist with specific information on how consumers can protect their rights. A Spanish language interpreter will be available at the meeting. The Commission encourages the public to attend its meetings. The meeting site is accessible to everyone. If specific accommodations for the disabled are needed, contact John Morgan, CPUC outreach officer, in San Diego at (619) 525-4309, at least five days in advance of the meeting.

**Public Meeting - PLEASE NOTE TIME CHANGE**

<p>October 8, 1998 9:30 am - 4:30 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 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**

<p>October 12, 1998 10 am - 4 pm</p> <p><i>Designated Conference Leader:</i></p> <p>Sharon Weinberg/PG&amp;E</p> <p>Reservation No.</p>	<p><i>Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) San Francisco</i></p> <p><b>To join via teleconference:</b> <b>Dial:</b> Passcode:</p>
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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, substitantiative 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.

**Workshop Notice**

<p>October 14 &amp; 15, 1998 10 am - 4 pm</p> <p><b><u>Conference Call Information</u></b> October 14 &amp; 15, 1998 Dial (415) 904-8907 Passcode = 2408347#</p>	<p>PG&amp;E Energy Center 851 Howard Street HVAC Room <b>San Francisco</b></p> <p>Note: If you experience problems trying to access this conference call please contact Confertech at 1-800-525-8244 and have them verify the Dial-in # and Passcode scheduled under Master Reservation #4590512 for CH2M HILL (Sharon Weinberg is the designated Chairperson)</p>
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The Low Income Governing Board will meet to discuss the following topics: report from the Chair, introduction, objectives, measurement and evaluation, finalizing of LIGB 1999 operating budget, submittal of response to technical advice letters filing, assets and liabilities procedural filing, subcommittee reports, direction to consultants, review and approval of meeting minutes, financial report and advisory committee report. An agenda for the meeting is being developed and can be obtained from the LIGB's website at [www.ligb.org](http://www.ligb.org). The meeting is open to the public. For more information contact Sharon Weinberg at (510) 251-2888, extension 2025.

**Public Meeting**

<p>October 15, 1998 9 am - 4:30 pm <b>Electric Education Trust</b></p>	<p>Holiday Inn (Presidential Room) 275 S. Airport Blvd. <b>South San Francisco</b></p>
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The Administrative Committee of the Electric Education Trust (EET) meets to discuss and implement a CBO outreach (grant) program and an educational efforts plan, to address comments to the proposed plans filed pursuant to Decision 98-07-098, and to consider related matters. The contact person is William Schulte at (415) 703-2349.

**Public Meeting**

<p>October 20, 1998 10 am - 4 pm</p> <p>Designated Conference Leader:</p> <p>Sharon Weinberg/PG&amp;E</p> <p>Reservation No.</p>	<p>Pacific Gas and Electric Company Energy Center 851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b></p> <p>To join via teleconference: Dial: Passcode:</p>
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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, substitantiative 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**

<p><i>October 21, 1998</i> <i>9 am - 3:30 pm</i></p> <p><i>Designated Conference Leader:</i></p> <p><i>Sharon Weinberg/PG&amp;E</i></p> <p><i>Reservation No.</i></p>	<p><i>Pacific Gas and Electric Company Energy Center</i> <i>851 Howard Street (1 block west of the Moscone Center)</i></p> <p><b><i>San Francisco</i></b></p> <p><b><i>To join via teleconference:</i></b> <b><i>Dial:</i></b> Passcode:</p>
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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, substitantiative 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**

<p><i>October 21, 1998</i> <i>Lottery begins at 1:30 pm</i></p>	<p><i>California Public Utilities Commission</i> <i>505 Van Ness Avenue, Training Room</i> <i>(Corner of Van Ness and McAllister Street)</i></p> <p><b><i>San Francisco</i></b></p>
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LOTTERY FOR TELEPHONE NUMBER PREFIX ASSIGNMENTS IN THE 209/559, 213/323, 310, 408/831, 415, 510/925, 619, 714/949, 805/661, 818, AND 909 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 209/559, 213/323, 310, 408/831, 415, 510/925, 619, 714/949, 805/661, 818, and 909 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 October 13, 1998. All companies applying for central office codes must have a Jeopardy COCUS (Central Office Code Utilization Survey) on file with the California Code Administrator. For information on the Jeopardy COCUS filing, call (925) 363-8736. 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**

<i>October 23, 1998 10 am - 4 pm</i>	<i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b></i>
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The California Relay Service Advisory Committee of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact 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>November 3, 1998 10 am - 4 pm</i>	<i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b></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 - PLEASE NOTE TIME CHANGE**

<i>November 12, 1998 9:30 am - 4:30 pm</i>	<i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b></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**

November 20, 1998  
10 am - 4 pm

*Deaf and Disabled Telecommunications Program  
1939 Harrison Street  
DDTP Conference Room, Suite 555  
Oakland*

The California Relay Service Advisory Committee of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact 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**

NONE

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**ADVICE LETTER FILINGS**

NONE

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**MISCELLANEOUS TRANSPORTATION ITEMS**

**September 29, 1998**

Filings with Rail Safety and Carriers Division

9/24/98          TCP 12102-B      All Abroad Inc., Address: 12188 Central Avenue,  
#371, Chino, California 91710, Telephone: (949) 675-  
5019, Terminal Address: 501 30<sup>th</sup> Street, Newport  
Beach, CA 92663, filed for new Class B authority

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**

**September 29, 1998**

<u>Date Filed</u>	<u>Subject</u>
September 17, 1998	Notice of request by the Deaf and Disabled Telecommunications Administrative Committee to extend the provisional Speech-to-Speech Service. Protests or comments should be made within 20 days from the date of this Daily Calendar and should be sent to the Director of Telecommunications Division - Jack Leutza in Room 3210. To obtain a copy of this request contact Ms. Shelley Bergum at (510) 874-1412 or 939 Harrison Street, Suite 555, Oakland, CA 94612.

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**ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

A97-12-020 I97-11-026	Wetzell-Pacific Gas and Electric Company for authority to increase rates and charges for electric and gas service, and related matter, <b>Evidentiary Hearing held and continued to September 29</b>
I98-09-007	McVicar-Commission Order Instituting Investigation into the operations and practices of Pacific Gas and Electric Company, <b>Prehearing Conference held and completed</b>
A98-05-019 A98-05-021 A98-05-024	Barnet-San Diego Gas & Electric Company for authority to increase its authorized return on common equity, <b>Evidentiary Hearing held and continued for 9:30 am, September 29</b>
C98-06-016	Bushey-The Utility Consumers' Action Network vs. MCI

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Metro Access Transmission Services, Inc.  
**Prehearing Conference held and completed**

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**REMOVALS FROM CALENDAR**

NONE

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**NEW SETTINGS**

10/30/98	11:00 a.m.	(ECP)-Carroll S. Hayes vs. R.R. Lewis Small Water
ALJ Wright	C.98-09-022	Company, <b>City Council Chamber, 277 North Second Avenue, Oakdale</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

9/29/98	9:30 a.m.	NONE SCHEDULED
10/6/98	9:30 a.m.	NONE SCHEDULED
10/13/98	9:30 a.m.	NONE SCHEDULED

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**HEARINGS**

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

**(PHC) = Prehearing Conference**

**(EH) = Evidentiary Hearing**

**(PPH) = Public Participation Hearing**

**(IAM) = Initial Arbitration Meeting**

**(FOA) = Final Oral Argument**

**(WS) = Workshop**

**(FPH) = Full Panel Hearing**

**(AH) = Arbitration Hearing**

**(M) = Mediation**

**(CA) = Closing Argument**

9/29/98 ALJ Wetzell Comr Bilas	9:00 a.m. A.97-12-020 I.97-11-026	<b>(EH)</b> -Pacific Gas and Electric Company for authority to increase rates and charges for electric and gas service effective 1/1/99, <b>(EH)</b> -Commission Order Instituting Investigation into the out of service status of Pacific Gas and Electric Company's El Dorado hydroelectric project and the need to reduce electric rates related to this non-functioning electric generating facility <b>Commission Courtroom, Hearing Room A, San Francisco (also September 29-October 2, October 5-9, October 13-16, December 14-18, San Francisco)</b>
9/29/98 ALJ Barnett Comr Duque	9:30 a.m. A98-05-019 A98-05-021 A98-05-024	<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 30; October 1-14, San Francisco)</b>
9/29/98 ALJ Weissman Comr Bilas	2:00 p.m. A.98-07-005	<b>(PHC)</b> -San Diego Gas and Electric Company and Southern California Gas Company for approval of a gas transmission service tariff, <b>Commission Courtroom, San Francisco</b>
9/30/98 ALJ Bushey Comr Neeper	10:00 a.m. C.98-03-008	<b>(PHC)</b> Michael Monasky, et. al. vs. Citizens Communications for failure to identify measured service calls and to justify high bills, <b>California Energy Commission, Second Floor Conference Room, 1516 Ninth St., (corner of P St.) Sacramento</b>
10/1/98	10:00 a.m.	<b>(PHC)</b> -Guerdon L. Churchill, for a certificate of public



ALJ McVicar Comr Neeper	A98-07-034	convenience and necessity to construct a Public Utility Sewer System near Valley Springs in Calaveras County, <b>Commission Courtroom, San Francisco</b>
10/1/98 ALJ Weissman Comr Conlon	10:00 a.m. C.98-02-045	<b>(EH)</b> -The Home Owners Association of Lamplighter vs. The Lamplighter Mobile Home Park, et al for improper charges for capital improvements to a submetered system beyond what Lamplighter Mobile receives through the submetering discount, <b>State Office Building, 50 D Street, Santa Rosa</b>
10/1/98 ALJ Patrick Comr Conlon	2:00 p.m. A.98-05-041	<b>(PHC)</b> -San Diego Gas and Electric Company to report assessment of materials and supplies inventories and to establish principles necessary to appraise retained assets, <b>Commission Courtroom, San Francisco</b>
10/1/98 ALJ Patrick Comr Conlon	2:00 p.m. A98-05-014  A.98-05-022	<b>(PHC)</b> -Southern California Edison Company to report on the valuation process for certain generation-related assets pursuant to D.97-11-074, <b>(PHC)</b> -Application of Pacific Gas and Electric Company to report assessment of inventory balances and to address appraisal of retained generation assets, <b>Commission Courtroom, San Francisco</b>
10/1/98 ALJ DeUlloa Comr Knight	10:00 a.m. C.98-03-049	<b>(EH)</b> -Leo Ferrick on behalf of the Laguna Shores Vacation Plan Owners Association vs. General Telephone for improperly charging commercial rates for residential customers, <b>City Hall, Council Chamber, 200 South Anaheim Blvd., Anaheim, California</b>
10/2/98 ALJ Bennett Comr Duque	9:00 a.m. C.98-01-025	<b>(EH)</b> -Pacific Coast Volvo and GMC Trucks, Inc., dba Inland Empire vs. Southern California Gas Co., for breach of agreement of a \$15,000 CNG rebate, <b>City of Riverside, City Hall, Small Conference Room, Fifth Floor, 3900 Main St., Riverside</b>
10/2/98 ALJ Walker Comr. Duque	10:00 a.m. C.97-09-056	<b>(PHC)</b> -Marna An Powell and Donna M. Hufford vs. GTE Northwest dba GTE West Coast for enlargement of the 488 prefix to include a toll free one-way extended area services, <b>(EH for 11:00 a.m.)</b> <b>Orick Community Center, 101 Swan Road, Orick</b>
10/5/98	10:00 a.m.	<b>(WS-Tutorial)</b> -Gas Meter Tutorial, Revenue Cycle

ALJ Bennett Comr Bilas Comr Knight	R.98-01-011	Services Safety Working Group, 10:00 a.m.-12:00 noon (Public Meeting), <b>Commission Training Room, San Francisco</b>
10/5/98 ALJ Minkin Comr Conlon	10:00 a.m. C.98-04-037	<b>(PHC)</b> -Universal Studios, Inc., vs. Southern California Edison Company for non-compliance with AB-1890 for improper transition charges, <b>Telephone Conference, San Francisco</b>
10/6/98 ALJ Ryerson Comr. Duque	10:00 a.m. C.98-06-032	<b>(PHC)</b> -Shannon Lightfoot vs. Pacific Gas and Electric Company to remove electric pole at PG&E's expense, <b>Commission Courtroom, San Francisco</b>
10/6/98 ALJ Weissman Comr Duque	2:00 p.m. A.98-06-001,	<b>(PHC)</b> -Pacific Gas and Electric Company for a permit to construct an electric substation the Nortech Substation and associated power lines known as the North San Jose Capacity Project, <b>Sony Electronics, Inc. 4H Conference Room, 3300 Zanker Road, San Jose</b>
10/6/98 ALJ Mattson Comr Conlon	10:00 a.m. A.95-05-030 I.95-09-001	<b>(PHC)</b> -Roseville Telephone Company for authority to increase its intrastate rates by \$26,890,729 effective 1/1/96; adopt the new regulatory framework proposal, <b>(PHC)</b> -Commission Order Instituting Investigation into the rates, charges, service, practices and regulation of Roseville Telephone Company, consolidated with A.95-05-030,
	A.95-05-031	<b>(PHC)</b> -Roseville Telephone Company for authority to implement a proposed agreement and plan of reorganization which would result in a holding company structure, <b>Commission Courtroom, San Francisco</b>
10/8/98 ALJ Bushey Comr Knight	1:00 p.m. C.97-10-084	<b>(PHC)</b> -Wayne P. Seller and Residents of Morongo Valley vs. Airtouch Los Angeles for relocation of tower to a non-residential area, <b>Worker's Compensation Appeals Board Judge Zimmerman's Court Room, 464 W 4<sup>th</sup> Street, Second Floor, San Bernardino</b>
10/8/98 ALJ Minkin Comr Bilas	2:00 p.m. A.98-05-004 A.98-05-006	<b>(PHC)</b> -Pacific Gas and Electric Company to establish the eligibility and seek recovery of certain electric industry restructuring implementation costs as provided for in Public Utilities Code Section 376, <b>(PHC)</b> -San Diego Gas and Electric Company for (1) a

		determination of eligibility for recovery under Public Utilities Code section 376 of certain cost categories and activities, (2) a finding of reasonableness of the costs incurred through 12/31/97, (3) approval of an audit methodology for verifying the eligibility of section 376 costs for recovery from 1998 through 2001, and (4) approval of a section 376 balancing account mechanism to recover eligible costs,
	A.98-05-015	<b>(PHC)</b> -Southern California Edison Company to address restructuring implementation costs pursuant to Public Utilities Code section 376 in compliance with Ordering Paragraph 18 of D97-11-074, <b>Commission Courtroom, San Francisco (also (EH) 10:00 a.m., October 19-29; (EH and CA) 9:00 a.m., October 30)</b>
10/9/98 ALJ Ryerson Comr Neeper	10:00 a.m. A.98-07-022	<b>(PHC)</b> -City of Modesto to construct a one-grade crossing of the Union Pacific Railroad Company, Tidewater Line at the proposed Pelandale Avenue crossing, City of Modesto, <b>Administration Building, 1100 H St., Second Floor, Modesto</b>
10/13/98 ALJ Bushey Comr Knight	10:00 a.m. C.95-08-039	<b>(PHC)</b> -Bayside Village, The Fillmore Center, and North Point Apartments vs. Pacific Bell for failure to take responsibility for all building cross connect, <b>Commission Courtroom, San Francisco</b>
10/13/98 ALJ Malcolm Comr Bilas	11:00 a.m. A.98-08-012	<b>(PHC)</b> -San Diego Gas & Electric Company for competitive transition charge recovery of capital additions,
	A98-07-058	<b>(PHC)</b> -Pacific Gas and Electric Company for authority to recover its 1997 and 1998 non-nuclear generation capital additions in the competition transition charge, <b>Commission Courtroom, San Francisco</b>
10/19/98 ALJ Gottstein Comr Neeper	10:00 a.m. A.98-06-045	<b>(EH)</b> -San Diego Gas and Electric Company for authority to revise line loss factors for energy payments to qualifying facility generators, <b>Commission Courtroom, San Francisco (also for 9:00 a.m., October 20-21)</b>
10/21/98 ALJ Bushey Comr Neeper	10:00 a.m. I.98-04-033	<b>(PHC)</b> -Commission Order Instituting Investigation into the operations and practices of affiliated companies Future Net Inc., and Future Net Online, Inc., dba Future Electric Network and individuals Alan Setlin and Larry

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		<b>Huff, Commission Courtroom, San Francisco (also (EH) December 10-11, December 15)</b>
10/22/98 ALJ Barnett Comr Knight	9:00 a.m. C.98-05-055	<b>(EH)</b> -Richard Minetto vs. Sierra Pacific Power Company and Sierra Pacific Energy Company for violations of the affiliate transaction rules of the Commission's Rulemaking R97-04-011, <b>City Hall, Council Chamber, Second Floor, 490 Center St., Reno</b>
10/22/98 ALJ DeUlloa Comr Duque	10:00 a.m. C.98-07-033	<b>(EH)</b> -Digital Cellular, Inc., vs. AirTouch Cellular for failure to convert the customer base in a timely and appropriate manner, <b>Commission Courtroom, Los Angeles (also October 23)</b>
10/22/98 ALJ Malcolm Comr Conlon	2:00 p.m. R.96-11-004	<b>(PHC)</b> -Commission Order Instituting Rulemaking to develop standards for electric system reliability and safety pursuant to D96-09-073 consolidated with I95-02-015, <b>Commission Courtroom, San Francisco</b>
10/29/98 ALJ Barnett	1:30 p.m. C.98-08-047	<b>(ECP)</b> -Carmen E. Didley vs. GTE California, Inc., for improper billings for calling card telephone service charges, <b>Pomona Unified School District, Education Center, Room 116, 800 South Garey Avenue, Pomona</b>
10/30/98 ALJ McVicar Comr Duque	10:00 a.m. A.98-07-047	<b>(PHC)</b> -Blue & Gold, L.P. for authority to increase fare levels for the transportation of passengers in vessel common carriers service between Sausalito on the one hand, and authorized points in San Francisco, on the other hand,
	A.98-07-049	<b>(PHC)</b> -Blue and Gold Fleet, L.P. for authority to increase fare levels for the transportation of passengers in vessel common carriers service between Tiburon, on the one hand, and authorized points in San Francisco, on the other hand,
	A.98-07-050	<b>(PHC)</b> -Blue and Gold Fleet, L.P. for authority to increase fare levels for the transportation of passengers in vessel common carriers service between Angel Island, on the one hand, and authorized points in San Francisco on the other hand, <b>Commission Courtroom, San Francisco</b>
10/30/98	11:00 a.m.	<b>(ECP)</b> -Carroll S. Hayes vs. R.R. Lewis Small Water

ALJ Wright	C.98-09-022	Company, <b>City Council Chamber, 277 North Second Avenue, Oakdale</b>
11/2/98 ALJ Gottstein Comr Neeper	10:00 a.m. A.98-05-001	(EH)-Application of Pacific Gas and Electric Company for approval of demand-side management shareholder incentives for 1997 program year accomplishments and second claim for incentives for 1996 program year accomplishments,
	A98-05-005	(EH)-San Diego Gas & Electric Company to increase its gas and electric revenue requirements to reflect its accomplishments for demand-side management program years 1996 and 1997 in the 1998 annual earnings assessment proceeding,
	A.98-05-013	(EH)-Southern California Edison Company for approval of demand-side management shareholder incentives for 1997 program year accomplishments and the second installment of shareholder incentives for the 1996 program year,
	A.98-05-018	(EH)-Southern California Gas Company for authority to increase its gas revenue requirements to reflect its accomplishments for demand-side management program years 1994, 1995, and 1996 in the 1997 annual earnings assessment proceeding <b>Commission Courtroom, San Francisco (also for 9:00 a.m., November 3-5, 10:00 a.m., November 9, 9:00 a.m., November 10-13; (CA) 10:00 a.m., December 8</b>
11/3/98 ALJ Rosenthal Comr Duque	10:30 a.m. A.97-10-069	(EH)-Jose Luis Ayala-Aroche dba El Corre Caminos to acquire and Mark K. Sneed and Jose Luis Ayala-Aroche, a partnership dba El Corre Caminos to transfer a certificate of public convenience and necessity to operate as a passenger stage corporation and certain other assets,
	I.98-07-039	(EH)-Commission Instituting Investigation into the operations of Mark K. Sneed and Jose Luis Ayal-Aroche, a partnership dba El Corre Caminos,
	A.98-07-063	(EH)-Mark K Sneed and Jose Luis Ayala-Arocha dba El Corre Caminos to amend certificate of Public Convenience and Necessity to operate as a passenger stage corporation (PO Box 1557, San Anselmo, CA 94979, (415) 455-9151), <b>San Diego Service Center, Employment Development Department, 6145 Imperial Avenue, Room F, San Diego (also November 4-5)</b>
11/3/98	10:00 a.m.	(EH)-Southern California Water Company to increase

ALJ Walker Comr Conlon	A.96-11-007	rates in order to recover costs resulting from participation in the State Water Project under contract with the Central Coast Water Authority and other related costs to deliver water in its Santa Maria District, <b>Commission Courtroom, San Francisco (also November 4-6)</b>
11/4/98 ALJ Galvin Comr Duque	7:00 p.m. A.98-05-038	<b>(PPH)</b> -In the matter of the application of Pacific Bell for authority for pricing flexibility and to increase prices of certain operator services, to reduce the number of monthly directory assistance call allowances, and adjust prices for four centrex optional features, <b>Council Chambers, 12<sup>th</sup> Floor, City Administration Building, 202 C Street, San Diego (also November 17, Ted C. Wills Community Center, 770 North San Pablo Avenue, Fresno; November 18, San Jose Unified School District, Board Room, 855 Lenzen Avenue, San Jose; November 24, Council Chambers, Room 247, 100 North Garfield Avenue, Pasadena; November 30, County Board Chamber, 700 H St., Suite 1450, Sacramento, Parking A &amp; G; (EH) 10:00 a.m., December 7-9, Commission Courtroom, San Francisco)</b>
11/5/98 ALJ Bushey Comr Neeper	10:00 a.m. C.98-04-004 C.98-06-003 C.98-06-027	<b>(PHC)</b> -The Utility Consumers' Action Network vs. Pacific Bell for unlawful and deceptive sales program and practices, <b>(PHC)</b> -The Greenlining Institute and Latino Issues Forum vs. Pacific Bell, for deceptive sales practices, false and deceptive advertising, unfair competition and invasion of privacy, <b>(PHC)</b> -The Utility Consumers' Action Network vs. Pacific Bell for unlawful marketing and education of the Caller ID and related services, <b>Commission Courtroom, San Francisco</b>
11/13/98 ALJ Bushey Comr Duque	9:00 a.m. I98-08-004	<b>(PHC)</b> -Commission Order Instituting Investigation, into the operations, practices, and conduct of Coral Communications, Inc. (Coral) and Michael Tinari, President of Coral; William Gallo, Senior Vice President of Coral; Devon Porcella, Vice President of Sales and Operations of Coral; Neal Deleo, Vice President Finance and MIS of Coral to determine whether the corporation or its principals have operated within California without having a certificate to operate from the Commission and

whether they have charged California subscribers for telecommunications services the subscribers never authorized,  
**Commission Courtroom, San Francisco**

11/16/98 10:00 a.m. (EH)-Pac-West Telecomm, Inc., vs. Evans Telephone  
ALJ Pulsifer C.98-04-046 Company and Volcano Telephone Company for unlawful  
Comr Neeper acts of charging toll rates for local calls placed by their  
customers to complainant Pac-West customers,  
**Commission Courtroom, San Francisco (also  
November 17-19)**

11/16/98 10:00 a.m. (EH)-Internet Specialties West vs. GTE for improper  
ALJ Walker C.98-05-054 disconnection of ISDN over Centranet services,  
Comr Neeper. **Commission Courtroom, Los Angeles (also  
November 17)**

12/1/98 10:00 a.m. (EH)-San Diego Gas and Electric Company for approval  
ALJ Malcolm A.98-07-006 of consolidated changes in 1999 authorized revenue and  
Comr Bilas revised rate components, the CTC rate component and  
associated headroom calculations, RGTCOMA balances,  
credit computations, disposition of various  
balancing/memorandum accounts, and electric revenue  
allocation and rate design changes,  
A.98-07-003 (EH)-Pacific Gas and Electric Company for verification,  
consolidation, and approval of costs and revenues in the  
Transition Revenue Account,  
A.98-07-026 (EH)-Southern California Edison Company to  
consolidate authorized rates and revenue requirements,  
verify residual competition transition charge revenues,  
review and dispose of amounts in various balancing and  
memorandum accounts, verify regulatory balances  
transferred to the transition cost balancing account on  
1/1/98; and propose rate recovery for Santa Catalina  
Island Diesel fuel costs,  
**Commission Courtroom, San Francisco, (also  
December 2-4, 9:00 a.m., December 7-10, 9:00 a.m.)**

12/1/98 10:00 a.m. (EH)-George W. Goldthorpe, as general partner of  
ALJ Walker A.98-04-065 Goldthorpe Partnership for an exemption from the  
Comr Walker Moratorium on new water service connections in the  
Montara Moss Beach District as set out in D86-05-078,  
**Commission Courtroom, San Francisco (also  
December 2)**

12/7/98 ALJ Galvin Comr Duque	10:00 a.m. A.98-05-038	<b>(EH)</b> -Pacific Bell for authority for pricing flexibility and to increase prices of certain operator services to reduce the number of monthly directory assistance call allowances and adjust prices for four centrex optional features, <b>Commission Courtroom, San Francisco (also December 8-9)</b>
12/8/98 ALJ Walker Comr Duque	7:00 p.m. A.98-06-005	<b>(PPH)</b> -Southern California Water Company for authority to assess a reservation fee for fire protection for persons occupying or owning property within the service territory of the Desert District, <b>Morongo Valley Elementary School, 10951 Hess Blvd., Morongo (also (EH) 10:00 a.m., February 9-10, Commission Courtroom, San Francisco)</b>
12/10/98 ALJ Economie Comr Neeper	9:00 a.m. A.95-10-024	<b>(CA)</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</b>
12/17/98 ALJ Barnett Comr Bilas	10:00 a.m. A.98-04-015	<b>(EH)</b> -Unocal California Pipeline Company for authority to remove its line 700B oil pipeline in Los Angeles County from carrier service, <b>Commission Courtroom, Los Angeles (also December 18)</b>
1/5/99 ALJ Barnett Comr Conlon Comr Bilas	10:00 a.m. A.97-12-039	<b>(EH)</b> -San Diego Gas and Electric Company for authority to sell electrical generation facilities and power contracts, <b>Commission Courtroom, San Francisco (also January 6-8, January 11-14)</b>
1/12/99 ALJ Stalder Comr Duque	9:00 a.m. A.98-04-003	<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; made to seek recovery of costs related to the ISO-PX Implementation Delay Memorandum Account, <b>Commission Courtroom, San Francisco (also (EH) February 1-16)</b>



1/18/99	10:00 a.m.	<b>(EH)</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,
ALJ Walwyn	R.93-04-003	
Comr Bilas		
Comr Duque	I.93-04-002	<b>(EH)</b> -Investigation of the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks, <b>Commission Courtroom, San Francisco (also January 19-22, 1999)</b>
1/19/99	1:30 p.m.	<b>(EH)</b> -Southwest Gas Corporation to maintain its authorized rate of return adopted in D94-12-022 and to integrate further review of applicant's rate of return into its next general rate case filing,
ALJ Barnett	A.98-05-003	
Comr Neeper		<b>Commission Courtroom, San Francisco (also January 20-21)</b>

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

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

**NONE FILED**

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**NOTICE OF 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.*

9/23/98            A97-12-039            **CORRECTION FROM THE DAILY CALENDAR OF SEPTEMBER 24, 1998.**  
San Diego Gas & Electric Company, for authority to sell electrical generation facilities and power contracts.

**Summary: LATE FILED.** On September 16, 1998, Claudine Swartz, State Regulatory Relations Manager of Sempra Energy (Sempra), met with Ann Watson, advisor to Cmmr. Bilas, in San Francisco. Also present was Bruce Williams, Regulatory Case Manager for Sempra. Williams stated that San Diego Gas and Electric Company (SDG&E) reached a memorandum of understanding (MOU) with the San Diego Unified Port District for the sale of the South Bay Power Plant. Williams explained that under the MOU the purchase of the plant will be financed through the issuance of revenue bonds by the Port District of \$112 million. In addition, Williams explained that SDG&E will donate any excess value of the plant, plus 200 acres of land, for a charitable contribution estimated at \$50 million. Williams also explained that a 60 day due diligence period began on **September 14, 1998.**

**Filer: Sempra Energy**

**E-Mail: gbrooks@sempra.com**

**Contact: Gwen Brooks**

**Phone: (415) 202-9999**

**Summary: LATE FILED.** On September 16, 1998, Claudine Swartz, State Regulatory Relations Manager of Sempra Energy (Sempra), met with James Hendry, advisor to Cmmr. Conlon, in San Francisco. Also present was Bruce Williams, Regulatory Case Manager for Sempra. Williams stated that San Diego Gas and Electric Company (SDG&E) reached a memorandum of understanding (MOU) with the San Diego Unified Port District for the sale of the South Bay Power Plant. Williams explained that under the MOU the purchase of the plant will be financed through the issuance of revenue bonds by the Port District of \$112 million. In addition, Williams explained that SDG&E will donate any excess value of the plant, plus 200 acres of land, for a charitable contribution estimated at \$50 million. Williams also explained that a 60 day due diligence period began on **September 14, 1998.**

**Filer: Sempra Energy**

**E-Mail: gbrooks@sempra.com**

**Contact: Gwen Brooks**

**Phone: (415) 202-9999**

9/25/98            A95-08-038            San Jose Water Company, for authority to increase rates by \$3,867,000 or 4.16% in 1995; \$4,348,000 or 4.43% in 1996; and \$1,713,000 or 1.67% in 1997 in Los Gatos, Saratoga, Monte Sereno, Campbell, portions of San Jose, Cupertino, and Santa Clara and in territory within the County of Santa Clara surrounding & adjacent to these municipalities.

**Summary:** On September 23, 1998, Fred R. Meyer of San Jose Water Co. ("SJWC") met with James Hendry, advisor to Commissioner Conlon at Mr. Meyer's request. He told Mr.

Hendry that SJWC's treatment of capitalized interest during construction ("IDC") prior to 1996 was reviewed and approved by PUC staff in two (2) advice letter filings and related correspondence. Mr. Meyer stated that the Water Division Ratepayer Representation Branch's proposed removal from rate base of capitalized IDC for the period 1987 through 1995 constitutes retroactive ratemaking and should therefore be rejected by the Commission. In addition to the aforesaid oral communications, Mr. Meyer provided Mr. Hendry copies of three (3) related writings, (a) an "issue" paper entitled "current Commission staff demands the removal of previously capitalized interest from rate base which capitalized interest was approved and included in rate base by prior staff and Commission decisions," (b) a copy of a 5/3/88 letter from the PUC Chief of the Accounting and Finance Branch of the Commission Advisory and Compliance Division to SJWC (Mr. Meyer), and (c) a copy of a 1/20/94 letter from Mr. Meyer ("SJWC") to PUC Project Manager Donald McCrea. The writings are attached to SJWC's Notice of Ex Parte Communications.

**Filer: San Jose Water Company**

**Contact: Mary R. Flores**

**Phone: (408) 279-7963**

9/25/98            A97-05-027            Southern California Edison Company, for an order approving the settlement agreements between Southern California Edison Company and winning bidders in Edison's biennial resource plan update auction.

**Summary:** On September 22, 1998 attorney Sara Steck Myers of Zond Systems, Inc. ("Zond") and others initiated and conducted oral ex parte communications with Commission President Bilas and his advisor, Julie Halligan, at CPUC. The others were Steven F. Greenwald, attorney for Oxbow and Bowerman/Olinda, Thomas R. Mason, CalEnergy Operating Co., and Albert K. Davies of Zond. Ms Myers and Mr. Greenwald stated a desire to expedite the process of A97-05-027 and eliminate or limit contested issues. Noting that two non-listed bidders originally protesting the application had reached settlements with the winning bidders and that now only the Office of Ratepayer Advocates ("ORA") and The Utility Reform Network ("TURN") were in opposition, Mr. Greenwald stated the settlements are consistent with PUC and Federal Energy Regulatory Commission directives to settle the Biennial Resource Plan Update ("BRPU") in 1995 and similarly consistent with AB 1890. Mr. Mason and Mr. Davies stated both CalEnergy and Zond, among the winning bidders in Southern California Edison's ("SCE") BRPU, had made significant investments to participate in the BRPU and had been immediately prepared to build power plants in anticipation of a successful, winning bid. Mr. Davies further stated Zond had acted in response to the aforesaid directives and, to resolve the matter, had settled with SCE. Collectively, the representative urged the Commission to issue its decision before the end of the year, and stated reasons why they believed there should be no further delay.

**Filer: Zond Systems, Inc., et al.**

**Contact: Sara Steck Myers**

**Phone: (415) 387-1904**