# Public Utilities Commission of the State of California

Wesley M. Franklin, Executive Director

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Website: http://www.cpuc.ca.gov

# Daily Calendar Monday, December 7, 1998

- Regular Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- New Filings
- Petitions for Modification of Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/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

# ALJ Resolution ALJ 176-3005 regarding ratification of preliminary determinations of category and notice of assignment is 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.

#### **REGULAR COMMISSION BUSINESS MEETINGS**

December 17, 1998	10 am	San Francisco
January 7, 1999	10 am	San Francisco
January 20, 1999	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.

<b>December 15, 1998</b>	10:00 am	San Francisco ( <b>REVISED AS OF 11/24/98</b> )
January 4, 1999	1:30 pm	San Francisco
January 19, 1999	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.

### **SUBSCRIPTION INFORMATION**

# Subscription Notice for Draft Agenda Items

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003; 505 Van Ness Avenue; San Francisco, CA 94102; or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy

agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

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

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

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

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

# Subscription Notice for Daily Calendar and/or Agenda

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

#### COMMISSIONER OFFICE HOURS

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

Date/Time Commissioner Location

NONE SCHEDULED

#### PUBLIC MEETINGS & WORKSHOPS

# Public Meeting

December 8, 1998	One Crow Canyon Court
10 am - 1 pm	Building 7 - Conference Room
	San Ramon

The Payphone Service Providers Enforcement Committee will conduct a monthly meeting. For more information, please contact Adam Thaler at (415) 703-1157

# LIGB Meeting Notice

December 8 and 9, 1998 10 am – 4 pm (PST)	PG&E Energy Center HVAC Room 851 Howard St. San Francisco
Conference Call Information  December 8 and 9, 1998  Dial (415) 904-8907  Passcode = 2408347#	Note: If you experience problems trying to access this conference call please contact Confertech at 1-800-314-3558 and have them verify the Dial-in # and Passcode scheduled under Master Reservation #4590512 for CH2M HILL (Sharon Weinberg is the designated Chairperson)

The Board will meet to discuss the following topics: report from the Chair, subcommittee reports, direction to consultants, **feedback for public about filing, final changes for Year 2000 LIEE & CARE**, 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 <a href="https://www.ligb.org">www.ligb.org</a>. The meeting is open to the public. For more information contact Sharon Weinberg at (510) 251-2888, extension 2025.

# Public Meeting: California Board for Energy Efficiency - CANCELLED (AS OF 12/4/98)

December 9, 1998	Pacific Energy Center
9:30 am to 4 pm	851 Howard Street
	San Francisco

The California Board for Energy Efficiency (CBEE) will meet to discuss the following topics: Administrative Structure, Board Functioning and Program Planning. The meeting is open to the public. The contact person is Mark Thayer (619) 594-5510. For further information about CBEE and this meeting consult the CBEE Web Page at <a href="https://www.cbee.org">www.cbee.org</a>.

# **Public Meeting**

December 9, 1998	Deaf and Disabled Telecommunications Program
10 am - 4 pm	1939 Harrison Street
	DDTP Conference Room, Suite 555
	Oakland

The <u>NEW COMMITTEE MEMBER ORIENTATION</u> 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.

# **Public Meeting**

December 10, 1998	Deaf and Disabled Telecommunications Program
9:30 am - 3:30 pm	1939 Harrison Street
	DDTP Conference Room, Suite 555
	Oakland

The <u>EQUIPMENT PROGRAM ADVISORY COMMITTEE</u> (EPAC) 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. <u>Environmental Reminder</u>: 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: California Board for Energy Efficiency - TIME CHANGE (AS OF 12/4/98) AND LOCATION CHANGE (AS OF 12/7/98)

December 11, 1998	California Public Utilities Commission
10 am to 5 pm	505 Van Ness Avenue, Room 4010
	(Corner of Van Ness Avenue and McAllister Street)
	San Francisco

The California Board for Energy Efficiency (CBEE) will meet to discuss the following topics: Administrative Structure, Board Functioning and Program Planning. The meeting is open to the public. The contact person is Mark Thayer (619) 594-5510. For further information about CBEE and this meeting consult the CBEE Web Page at <a href="https://www.cbee.org">www.cbee.org</a>.

# Workshop Notice

December 14, 1998	Pacific Bell
9 am – 5 pm	370 3 <sup>rd</sup> Street
	Embarcadero Room
and	San Francisco
December 15, 1998	
9 am – 5 pm	
and	
December 16, 1998	
9 am – 12 noon	

Pursuant to Rulemaking 97-10-016 and Investigation 97-10-017, Ordering Paragraph 6, the Telecommunications Division will direct a workshop to discuss Operations Support Systems analogs and performance benchmarks. For more information contact Telecommunications Division Staff members Jonathan Lakritz at (415) 703-2117 or Robert Benjamin at (415) 703-1069.

Parties are requested to make informational submittals to staff stating their positions on analogs and benchmarks. These submittals are due December 4<sup>th</sup> from Incumbent Local Exchange Carriers and December 10<sup>th</sup> from all other parties. To CPUC Staffmembers listed below, parties should either e-mail or serve by overnight mail a copy of their submittals. In addition, parties providing submittals need to serve a copy of their submittals to the persons and entities on the service list for this proceeding.

Jonathan Lakritz jol@cpuc.ca.gov Robert Benjamin bkb@cpuc.ca.gov

# Public Meeting: California Board for Energy Efficiency

December 15, 1998	Pacific Energy Center
1 pm to 5 pm	851 Howard Street
	San Francisco

The California Board for Energy Efficiency (CBEE) will meet to discuss the following topics: the December 17 milestones, procedural recommendations, and schedule filing; program planning for 1999, including CBEE comments and recommendations due on December 21; options for future administration of energy efficiency programs; CBEE tasks, priorities, and schedules for 1999; RFP(s) and work plans for support services in 1999; the market assessment and evaluation (MA&E) planning process and priority MA&E activities for 1999; status reports on interactions with the Commission, support services, commitments tracking, reporting requirements, market assessment and evaluation activities, and the Technical Advisory Committee; and the Treasurer's report. The meeting is open to the public. The contact person is Mark Thayer (619) 594-5510. For further information about CBEE and this meeting consult the CBEE Web Page at www.cbee.org.

# Public Meeting: California Board for Energy Efficiency

December 16, 1998	Pacific Energy Center
9 am to 3:30 pm	851 Howard Street
_	San Francisco

The California Board for Energy Efficiency (CBEE) will meet to discuss the following topics: the December 17 milestones, procedural recommendations, and schedule filing; program planning for 1999, including CBEE comments and recommendations due on December 21; options for future administration of energy efficiency programs; CBEE tasks, priorities, and schedules for 1999; RFP(s) and work plans for support services in 1999; the market assessment and evaluation (MA&E) planning process and priority MA&E activities for 1999; status reports on interactions with the Commission, support services, commitments tracking, reporting requirements, market assessment and evaluation activities, and the Technical Advisory Committee; and the Treasurer's report. The meeting is open to the public. The contact person is Mark Thayer (619) 594-5510. For further information about CBEE and this meeting consult the CBEE Web Page at <a href="https://www.cbee.org">www.cbee.org</a>.

# Public Meeting - UPDATED NOTICE

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December 16, 1998	Pacific Gas and Electric Company Energy Center
8:30 am - 5 pm	851 Howard Street (1 block west of the Moscone
	Center)
Designated Conference Leader:	San Francisco
Sharon Weinberg/PG&E	To join via teleconference:
	Dial: (415) 904-2866
Reservation No. #10834679	Passcode: 5684827#

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 **1-800-314-3558**.

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, substitutiative 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.

December16, 1998	California Public Utilities Commission
1:30 pm - 4 pm	505 Van Ness Avenue, Room 3204
	(Corner of Van Ness Avenue and McAllister Street)
	San Francisco

The Universal Lifetime Telephone Service (ULTS) Administrative Committee will hold its regularly scheduled monthly meeting to address the following: Review/Approve Meeting Minutes, Review/Approve Telephone Claims, Review/Approve ULTS/ULTSMB Administrative Expenses and Authorize Administrative Transfer, PUC Report and Action Items, Review/Acceptance of the Amervest Report, Review/Approve Administrative Report and Action Items, Amervest/Bank of America Presentations, Review/Approve Trust Fees for 1999, DDTP Task Force Presentation on Two-line Access for DDTP/ULTS Subscribers, Approve 1999 ULTS Meeting Dates, Election of ULTS Chair and Vice-Chair, 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 and/or receive a full meeting packet, please notify the ULTS Trust Office at (510) 452-2757.

# LIGB Meeting Notice - CANCELLED AS OF 12/4/98

December 16 and 17, 1998 10 am – 4 pm (PST)	PG&E Energy Center Green Room 851 Howard Street San Francisco
Conference Call Information December 16, 1998 Dial (415) 356-1431 Passcode = 2408347#	Note: If you experience problems trying to access this conference call please contact Confertech at 1-800-314-3558 and have them verify the Dial-in # and Passcode scheduled under Master Reservation #4590512 for CH2M HILL (Sharon Weinberg is
December 17, 1998 Dial (415) 356-0687 Passcode = 2408347#	the designated Chairperson)

The Board will meet to discuss the following topics: report from the Chair, subcommittee reports, direction to consultants, **final review and closure for RFP**, 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 <a href="www.ligb.org">www.ligb.org</a>. The meeting is open to the public. For more information contact Sharon Weinberg at (510) 251-2888, extension 2025.

# **Public Meeting**

December 16, 1998	California Public Utilities Commission
1:30 pm	505 Van Ness Avenue, Training Room
	San Francisco

LOTTERY FOR TELEPHONE NUMBER PREFIX ASSIGNMENTS IN THE 209/559, 213/323, 310, 408/831, 415, 510/925, 619, 650, 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, 650, 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 December 8, 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**

December 17, 1998	Pacific Gas and Electric Company Energy Center
8:30 am - 5 pm	851 Howard Street (1 block west of the Moscone
	Center)
Designated Conference Leader:	San Francisco
Sharon Weinberg/PG&E	To join via teleconference:
	Dial: (415) 356-1431
Reservation No. #4590512	Passcode: 2408347#

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 1-800-314-3558.

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, substitutiative 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.

December 17, 1998	Public Utilities Commission
9 am - 5 pm	505 Van Ness Avenue
	1 <sup>st</sup> Floor Training Room
and	San Francisco
December 18, 1998	Electric Education Trust
9 am - 5 pm	Ground Floor Location

The Administrative Committee of the Electric Education Trust (EE T) meets to discuss and implement a CBO outreach grant program and an educational efforts plan, address any recent Commission action on the September 24<sup>th</sup> work plan, adopt a plan to receive community input into the grant process, discuss the Commission's consumer protection report, consider subcommittee recommendations on program design, fax newsletters and CSD activities in support of the EET, discuss and plan public forum meetings tentatively planned for January 1998, and related matters. The contact person is William Schulte at (415) 702-2349.

# **Public Meeting**

December 18, 1998	Deaf and Disabled Telecommunications Program
10 am - 4 pm	1939 Harrison Street
	DDTP Conference Room, Suite 555
	Oakland

The <u>CALIFORNIA RELAY SERVICE ADVISORY COMMITTEE</u> (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. <u>Environmental Reminder</u>: 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**

January 5, 1999	Deaf and Disabled Telecommunications Program
10 am - 4 pm	1939 Harrison Street
	DDTP Conference Room, Suite 555
	Oakland

The ADMINISTRATIVE COMMITTEE (DDTPAC) 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.

January 14, 1999	Deaf and Disabled Telecommunications Program	
9:30 am - 3:30 pm	1939 Harrison Street	
	DDTP Conference Room, Suite 555	
	Oakland	

The <u>EQUIPMENT PROGRAM ADVISORY COMMITTEE</u> (EPAC) 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. <u>Environmental Reminder</u>: 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

January 22, 1999	Deaf and Disabled Telecommunications Program
10 am - 4 pm	1939 Harrison Street
	DDTP Conference Room, Suite 555
	Oakland

The <u>CALIFORNIA RELAY SERVICE ADVISORY COMMITTEE</u> (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. <u>Environmental Reminder</u>: 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**

January 25, 1999	DDTP 1999 JOINT MEETING
10 am - 4 pm	Oakland Airport Hilton
	1 Hegengerger Road
	Oakland
NOTE: Contact Elana Kalisher before 15 January if you wish to attend the luncheon (12 pm - 1 pm)	(Room located on ground floor)

The <u>ANNUAL DDTP JOINT MEETING</u> (DDTPAC, CRSAC and EPAC) 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. <u>Environmental Reminder</u>: 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.

February 2, 1999 10 am - 4 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555
	Oakland

# The ADMINISTRATIVE COMMITTEE (DDTPAC) 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

February 11, 1999	Deaf and Disabled Telecommunications Program
9:30 am - 3:30 pm	1939 Harrison Street
_	DDTP Conference Room, Suite 555
	Oakland

The <u>EQUIPMENT PROGRAM ADVISORY COMMITTEE</u> (EPAC) 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. <u>Environmental Reminder</u>: 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**

February 25, 1999	Deaf and Disabled Telecommunications Program
10 am - 2 pm	1939 Harrison Street, Suite 555
	Oakland

The <u>711-SUB-COMMITTEE</u> of the Deaf and Disabled Telecommunications Program will hold a meeting to discuss relay access. 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. <u>Environmental Reminder</u>: 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.

February 26, 1999	Deaf and Disabled Telecommunications Program	
10 am - 4 pm	1939 Harrison Street	
_	DDTP Conference Room, Suite 555	
	Oakland	

The <u>CALIFORNIA RELAY SERVICE ADVISORY COMMITTEE</u> (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. <u>Environmental Reminder</u>: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

		NEW FILINGS
12/2/98	C98-12-003	McMullen Cabinet Manufacturing vs. Pacific Gas and Electric Company, for improper retroactive charges
12/3/98	A98-12-002	Citizens Utilities Company, Citizens Newco Company, Citizens Telecommunications Company of California, Inc., Citizens Telecommunications Company of the Golden State, Citizens Telecommunications Company of Tuolumne, Citizens Telecommunications Company, and Electric Lightwave, Inc., for authority and approval of a transfer of control
12/3/98	A98-12-004	Telecom Resources, Inc., to transfer and Advanced Communications Group, Inc. to acquire control
PETIT	TONS FOR MODI	IFICATION AND APPLICATIONS FOR REHEARING
11/30/98	A98-04-030	Preferred Transportation, Inc. and Tamarack Transportation, Inc., to transfer and SuperShuttle International, Inc. to acquire Preferred Transportation, Inc. and Tamarack Transportation, Inc.; <b>Application for</b> <b>rehearing of D98-11-057</b>
12/1/98	A92-10-017	San Diego Gas & Electric Company, to establish an experimental performance-based ratemaking mechanism; Petition for modification of D94-08-023 by San Diego Gas & Electric Company
12/1/98	R95-04-043	On the Commission's own motion into competition for local exchange service and

# D98-10-058 by Cox California Telcom, L.L.C.

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

# **NONE**

# **ADVICE LETTER FILINGS**

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1889) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

11/24/98	Water 48	NORTH GUALALA WATER WORKS, To establish Schedule F, Facilities Fees (anticipated effective 11/30/98)
11/30/98	Telecom 11	FIRSTWORLD ORNAGE COAST, Text Change/New Service (effective TBD)
11/30/98	Telecom 1	Z-TEL COMMUNICATIONS, INC., INITIAL FILING (effective TBD)
12/02/98	Telecom 21	BROOKS FIBER COMMS. OF SAN JOSE, Introduce Metro Frame Relay Service to Calif. Tariff and make minor textual changes to MCI WorldCom On-Net Local Exchange Service (effective TBD)
12/02/98	Telecom 20	BROOKS FIBER COMMS. OF STOCKTON, INC., Introduce Metro Frame Relay Service to Calif. Tariff and make minor Textual Changes to MCI WorldCom On-Net Local Exchange Service (effective TBD)
12/02/98	Telecom 358	MCI TELECOMMUNICATIONS CORPORATION, To Increase the Card Surcharge for OPTION AF(MCI One Savings) and OPTION A1(MCI One Advantage) (effective

		TBD)
12/03/98	Energy 1827E	PACIFIC GAS & ELECTRIC COMPANY, Notice of reconductoring of power line in the City of Chico. (anticipated effective 01/12/99)
12/03/98	Energy 1828E	PACIFIC GAS & ELECTRIC COMPANY, Revision of the Meter Data Management Agent fees charged to Energy Service Providers. (anticipated effective 01/02/99)
12/03/98	Energy 1134E	SAN DIEGO GAS & ELECTRIC COMPANY, Revision of monthly average PX prices for the month of December 1998. (anticipated effective 12/01/98)
12/03/98	Energy 2768	SOUTHERN CALIFORNIA GAS COMPANY, Retail and wholesale core subscription procurement and reservation charges for December 1998. (effective TBD)
12/03/98	Energy 2769	SOUTHERN CALIFORNIA GAS COMPANY, Core monthly pricing revision for December 1998. (anticipated effective 12/04/98)
12/03/98	Telecom 22	BROOKS FIBER COMMS. OF SACRAMENTO, Introduce Metro Frame Relay Service to Calif Tariff and make minor textual changes to the MCI WorldCom On-Net Local Exchange Service (effective TBD)
12/03/98	Telecom 1	GEORGIA ON LINE SERVICES, INITIAL FILING (effective TBD)
12/03/98	Telecom 11	ITC^DELTACOM (DELTACOM LONG DISTANCE), Notify Customers of Following services that are reserved for current subscribed customers, not new customers: ENCORE Card Travel Call, Inbound Toll Free "800/888" Service, Premier Hospiality, and adds Customs Billing as a new service (effective TBD)
12/03/98	Telecom 110	MCI METRO ACCESS TRANSMISSION SERVICES, To Revise Several Local Calling Areas (effective TBD)
12/03/98	Telecom 1	NEW CENTURY TELECOM, INC., Initial Filing (effective TBD)
12/03/98	Telecom 59-A	NEXTLINK OF CALIFORNIA, INC., <b>Supplements A.L.No.59</b> , Introduces a new Promotion, Line Connection

		Charge Promotion (effective TBD)
12/03/98	Water 1046-W	SOUTHERN CALIFORNIA WATER COMPANY, To increase its rates to offset the increase costs in rate base plant additions. (effective TBD)
12/04/98	Water 76	ALCO WATER SERVICE, To create more uniform schedules for Nos. 4 and 4-ML, and maintain continuity throughout their tariff sheets by combining them into a more concise schedule. (anticipated effective)

#### **ADVICE LETTER PROTESTS**

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1889) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

19831	name change to Telephone Directory Publishing Rights
	Protest by The Association of Directory Publishers.

# MISCELLANEOUS TRANSPORTATION ITEMS

# **December 7, 1998**

Filings with Rail Safety and Carriers Division

# **NONE**

# MISCELLANEOUS TELECOMMUNICATION MATTERS

# **December 7, 1998**

<b>Date Filed</b>	<u>Subject</u>
11/17/98	Notice of DDTPAC request to amend the contract for California Relay Service for MCI. Protests or comments should be made within 20 days from the date of filing 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) 874-1410 or 939 Harrison Street Suite 555, Oakland California 94612.

# **ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

A98-07-003	Malcolm-San Diego Gas and Electric Company for
A98-07-006	approval of consolidated changes in 1999 authorized
A98-07-026	revenue and revised rate components, and related

matter,

**Evidentiary Hearing held and continued for December 7** 

A98-09-040 Walker-Southern California Water Company for

authority pursuant to Public Utilities Code Section 454

to restructure the water rates, **Hearing set for December 10, reset for 10:00 am, December 11** 

#### REMOVALS FROM CALENDAR

R96-11-004 Malcolm-Commission Order Instituting Rulemaking to

develop standards for electric system reliability,

Hearing set for December 9, removed from calendar

#### **NEW SETTINGS**

#### NONE

12/17/98
<b>ALJ Bushey</b>
Comr Duque

1:30 p.m. A.98-07-062 **(PHC)**-Ponderosa Community Services District utility receiver's application to contest purported transfer of wellsite easement, **Commission Courtroom**, **Los** 

Angeles

#### LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judge Steven Kotz at 9:30 am in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045

12/8/98	9:30 a.m.	NONE SCHEDULED
12/15/98	9:30 a.m.	NONE SCHEDULED
12/22/98	9:30 a.m.	NONE SCHEDULED
		FINAL ORAL ARGUMENT

# **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	$(FOA) = Final\ Oral\ Argument$
(EH) = Evidentiary Hearing	(WS) = Workshop
(PPH) = Public Participation Hearing	(FPH) = Full Panel Hearing
(IAM) = Initial Arbitration Meeting	(AH) = Arbitration Hearing
(M) = Mediation	(CA) = Closing Argument

12/7/98 ALJ Malcolm Comr Bilas	9:30 a.m. A.98-07-003	(EH)-San Diego Gas and Electric Company for approval of consolidated changes in 1999 authorized revenue and revised rate components, the CTC rate component and associated headroom calculations, RGTCOMA balances, credit computations, disposition of various balancing/memorandum accounts, and
		of various balancing/memorandum accounts, and electric revenue allocation and rate design changes,
	A.98-07-006	(EH)-Pacific Gas and Electric Company for verification,
		consolidation, and approval of costs and revenues in the

	A.98-07-026	Transition Revenue Account, (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 8-10)
12/7/98 ALJ Galvin Comr Duque	10:00 a.m. A.98-05-038	(EH)-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, Commission Courtroom, San Francisco, (also December 8-9)
12/7/98 ALJ Stalder Comr Conlon	9:00 a.m. A.98-01-015	(EH)-Southern California Gas Company for authority to sell its storage field in Montebello, California, Commission Courtroom, San Francisco (also December 8-9)
12/8/98 ALJ Bennett Comr Duque	10:00 a.m. C.98-08-008	(PHC)-Dorothy Dominguez and Ralph A. Martinez vs. Great American Stageline for refusal to allow passengers to board, Telephone Conference, Conference Room 5209, San Francisco
12/8/98 ALJ Wright Comr Neeper	10:00 a.m. C.98-07-032	(EH)-Pamela Gruszka vs. San Diego Gas and Electric Company, Commission Courtroom, State Office Building, 1350 Front St., B102, San Diego
12/8/98 ALJ Gottstein Comr Neeper	2:00 p.m. A.98-10-030	(PHC)-Pacific Gas and Electric Company and Mt. Poso CogenerationCompany, L.P. for order approving termination agreement of IS04 power purchase agreement between Pacific Gas and Electric Company and Mt. Poso Cogeneration Company, L.P. Commission Courtroom, San Francisco
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,

		Morongo Valley Elementary School, 10951 Hess Blvd., Morongo (also (EH) 10:00 a.m., February 9- 10, Commission Courtroom, San Francisco)				
12/9/98 ALJ Vieth Comr Duque	7:00 p.m. A.98-09-013	( <b>PPH</b> )- California Water Service Company for a general rate increase to increase revenues by \$897,400 or 6.1% in the year 1999, \$307,400 or 2.0%, in the year 2000, \$369,000 or 2.3% in the year 2001, and \$377,000 or 2.3% in the year 2002 in the East Los Angeles District,				
	A.98-09-014	( <b>PPH</b> )-California Water Service Company for a generate increase to increase revenues by \$1,371,800 or 12.3% in the year 1999, \$353,500 or 2.8% in the year 2000, \$325, 100 or 2.5% in the year 2001, and \$334,800 or 2.5% in the year 2002 in the Bear Gulch				
	A.98-09-015	district,  (PPH)-California Water Company for an order authorizing it to increase rates charged for water service				
	A.98-09-016	in the Hermosa-Redondo district, (PPH)-California Water Service Company for an order authorizing it to increase rates charged for water service in the Visalia district Visalia Convention Center, 303 East Acequia Avenue, Visalia, (EH) January 12-15, SF)				
12/10/98 ALJ Econome Comr Neeper	9:00 a.m. A.95-10-024	(CA)-Pacific Gas and Electric Company, for authorization to implement a plan of reorganization which will result in a holding company structure, Commission Courtroom, San Francisco				
12/11/98 ALJ Walker Comr Duque	10:00 a.m. A.98-09-040	(PHC)-Southern California Water Cocmpany for authority pursuant to Public Utilities Code Section 454 to restructure the water rates of its Barstow, Calipatria- Niland, Claremont, Desert, Orange County, San Dimas, San Gabriel and Wrightwood Districts into region wide tariffs, Commission Courtroom, San Francisco				
12/14/98 ALJ Reed	9:00 a.m. R.97-10-016	(WS)-Commission Order Instituting Rulemaking on the Commission's own motion into monitoring performance				
ALJ Walwyn Comr Bilas	I.97-10-017	of operations support systems, (WS)-Commission Order Instituting Investigation on the Commission's own motion into monitoring performance of operations support systems, Pacific Bell, 370 3 <sup>rd</sup> Street, Embarcadero Room, San Francisco (also December 15-16)				

12/14/98 ALJ Wetzell Comr Bilas	10:00 a.m. A.97-12-020 I.97-11-026	(EH)-Pacific Gas and Electric Company for authority to increase rates and charges for electric and gas service effective 1/1/99, (EH)-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 nonfunctioning electric generating facility, Pursuant to the ruling of ALJ Wetzell dated November 6, 1998, the purpose of this conference is to address results of operations/summary of earnings modeling issues. Those who plan to attend should so notify the Energy Division contact person, Manuel Ramirez at (415) 703-1826, Commission Courtroom, San Francisco (also December 15-18)
12/14/98 ALJ Weiss Comr Neeper	1:00 p.m. C.98-04-056	(EH)-Bunteang Chay and Tha Chan vs. Pacific Gas and Electric Company for estopping from collecting a debt resulting from the complainant's alleged use of unmetered energy, City Hall, Council Chamber, 2600 Fresno St., Fresno
12/15/98 ALJ Bushey Comr Neeper	8:30 a.m. I.98-04-033	(EH)-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 Huff, Commission Courtroom, San Francisco
12/15/98 ALJ Wright	1:00 p.m. C.98-11-007	(ECP)-Laura Rogers vs. Pacific Gas & Electric Company for removal of billing charges, Commission Courtroom, San Francisco
12/15/98 ALJ Wright.	2:00 a.m. C.98-11-008	(ECP)-Lazanius Johnson vs. Pacific Gas & Electric Company for erroneous billing, Commission Courtroom, San Francisco
12/16/98 ALJ Bushey Comr Duque	9:00 a.m. A.98-09-001	(EH)-Xpress Management Systems LLC for authority to provide on-call-door-to-door passenger stage service to the extent required to enter into concessionaire agreement with Los Angeles World Airport, Commission Courtroom, Los Angeles, (also December 17-18)
12/17/98 ALJ Kenney	9:30 a.m. C.98-06-008	(EH)-Pacific Bell, Pacific Bell Public Communications vs. AT & T Communications of California, Inc. for

Comr Duque		violation of the Commission's decisions and resolution 15782 by failing to remit the PSSC to Pacific Bell for intraLATA non-sent-paid calls originating on Pacific Bell payphones and for other related violations, Commission Courtroom, San Francisco (also December 18)				
12/17/98 ALJ Bushey Comr Duque	1:30 p.m. A.98-07-062	(PHC)-Ponderosa Community Services District utility receiver's application to contest purported transfer of wellsite easement, Commission Courtroom, Los Angeles				
12/18/98 ALJ Ryerson Comr Knight	10:00 a.m. A.97-03-007	(PHC)-Island Boat Service for a certificate of public convenience and necessity to operate as an "on-call" vessel common carrier between points at and offshore of Santa Catalina Island, Commission Courtroom, Lo Angeles				
12/18/98 ALJ Barnett Comr Duque	10:00 a.m. A.98-07-005 A.98-10-012 A.98-10-031	(PHC)-San Diego Gas & Electric Company and Southern California Gas Company for approval of a gas transmission service tariff, (PHC)-Southern California Gas Company for authority to revise its rates effective August 1, 1999 in its biennial cost allocation proceeding, (PHC)-San Diego Gas & Electric Company for authority to revise its gas rates effective August 1, 1999 in its biennial cost allocation proceeding, Commission Courtroom, San Francisco				
1/5/99 ALJ Barnett Comr Conlon Comr Bilas	10:00 a.m. A.97-12-039	(EH)-San Diego Gas and Electric Company for authority to sell electrical generation facilities and power contracts, Commission Courtroom, San Francisco (also January 6-8, January 11-14)				
1/7/99 ALJ Barnett Comr Duque	2:00 p.m. A.98-05-019 A.98-05-021	(OA)-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, (OA)-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				

	A.98-05-024	1999 for electric distribution and gas distribution, (OA)-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, Commission Courtroom, San Francisco					
1/11/99 ALJ Bushey	10:00 a.m. C.98-04-004	(PHC)-The Utility Consumers' Action Network vs. Pacific Bell for unlawful and deceptive sales program					
Comr Neeper	C.98-06-003	and practices, (PHC)-The Greenlining Institute and Latino Issues Forum vs. Pacific Bell, for deceptive sales practices, false and deceptive advertising, unfair competition and					
	C.98-06-027	invasion of privacy, (PHC)-The Utility Consumers' Action Network vs. Pacific Bell for unlawful marketing and education of Caller ID and related services, Commission Courtroom, San Francisco (also (EH) January 21 22)					
1/11/99 ALJ Malcolm Comr Bilas	10:00 a.m. A.98-07-058	(EH)- Application of Pacific Gas & Electric Compan to Recover 1997 and 1998 Non-Nuclear Generation Capital Additions in the Competition Transition Char Pursuant to PU Code Section 367,					
	A.98-08-012	(EH)-Application of San Diego Gas & Electric Company (U 902-E) for Competition Transition Charge ("CTC") Recovery of Capital Additions, Commission Courtroom, San Francisco, (also January 12-14)					
1/11/99 ALJ Rosenthal Comr Conlon	10:00 a.m. A.98-06-051	(EH)-Isam M. Alziq to transfer and A&M United Group, L.L.C. to acquire a certificate of public convenience and necessity and certain other assets, pursuant to Section 851, et. seq. of the California Public Utilities Code, Commission Courtroom, Los Angeles (also January 12-15)					
1/11/99 ALJ Rosenthal Comr Conlon	10:30 a.m. A.98-06-051	(EH)-Isam M. Alziq to transfer and A & M United Group, L.L.C. to acquire a certificate of public convenience and necessity and certain other assets, pursuant to Section 851, et seq., of the California Utilities Code, Commission Courtroom, Los Angeles (also January 12-15)					
1/12/99	9:00 a.m.	(PHC)-Pacific Gas and Electric Company for					

ALJ Stalder Comr Duque	A.98-04-003	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, Commission Courtroom, San Francisco (also (EH) February 1-16)
1/13/99 ALJ DeUlloa Comr Knight	9:30 a.m. C.98-06-028	(EH)-Pacific Bell vs. MCI Telecommunications Corp., Inc., and MCI Metro Access Transmission Services, Inc., for breach of the interconnection agreement, Commission Courtroom, San Francisco, (also January 14-15)
1/13/9 ALJ Ryerson Comr Neeper	10:00 a.m. C.98-09-020	(PHC)-Greg Roberts vs. Pacific Bell and Southwestern Bell Corporation for not providing repair services, Commission Courtroom, Los Angeles
1/13/99 ALJ Wright Comr Duque	10:00 a.m. A.98-06-048	(PHC)-San Diego Gas & Electric Company for authority to recover ISO-PX implementation delay memorandum account costs and to establish the reasonableness of certain utility operations and expenses, Commission Courtroom, San Francisco (also (EH) 10:00 a.m., February 1-5)
1/14/99 ALJ Bushey Comr Duque	10:00 a.m. I.98-08-004	(PHC)-Commission Order Instituting Investigation into the operations, practices and conduct of the Coral Communications, Inc. (Coral) and Michael Tinari, President of the 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
1/18/99 ALJ Walwyn Comr Bilas	10:00 a.m. R.93-04-003	(EH)-Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish a Framework for Network Architecture

Comr Duque	I.93-04-002	Development of Dominant Carrier Networks, (EH)-Investigation of the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks, Commission Courtroom, San Francisco (also January 19-22)					
1/19/99 ALJ Weissman Comr Bilas	10:00 a.m. R.98-01-011	(EH)-Commission Order Instituting Rulemaking on the Commission's own motion to assess and revise the regulatory structure governing California's natural gas industry, Commission Courtroom, San Francisco (also January 20-22, January 25-29)					
1/19/99 ALJ Barnett Comr Neeper	1:30 p.m. A.98-05-033	(EH)-Southern California Edison Company for Orders approving contract amendments necessitated by Industry Restructuring between Southern California Edison Company and AES Placerita, Brea Power Partners, Kern River Cogeneration Company, Midway Sunset Cogeneration, OLS-Camarillo, OLS-Chino, Ontario Cogeneration, Sycamore Cogeneration, and Watson Cogeneration,  Commission Courtroom, San Francisco (also January 20-21)					
1/25/99 ALJ Barnett Comr Conlon	10:00 a.m. A.98-04-016	(EH)-Pacific Gas and Electric Company for authorization to sell the El Dorado Hydroelectric Project to El Dorado Irrigation District, Commission Courtroom, San Francisco (also January 26-29)					
1/26/99 ALJ Bennett Comr Duque	9:30 a.m. I.98-03-013	(PHC)-Commission Order Instituting Investigation on the Commission's own motion into whether existing standards and policies of the Commission regarding drinking water quality adequately protect the public health and safety with respect to contaminants such as Volatile Organic Compounds, Perchlorate, MTBEs, and whether those standards and policies are being uniformly complied with by Commission regulated utilities; compliance filing by utilities is due in 120 days from the date of the order,  Commission Courtroom, San Francisco					
1/28/99 ALJ Bushey Comr Duque	9:00 a.m. A98-07-043	(EH)-Rideshare Port Management, L.L.C., dba Prime Time Shuttle to provide on-call-door-to-door passenger stage service to the extent required to enter into					

		concessionaire agreement with Los Angeles International Airport, Commission Courtroom, Los Angeles, (also January 29)
2/1/99 ALJ Barnett Comr Bilas Comr Conlon	10:00 a.m. A.97-12-039	(EH)-San Diego Gas & Electric Company for authority to sell electrical generation facilities and power contracts, Commission Courtroom, San Francisco, (also February 2-5, February 8-11)
2/11/99 ALJ Bushey Comr Duque Comr Neeper	9:00 a.m. R.97-10-049	(OA)-Commission Order Instituting Rulemaking on the Commission's own motion to set rules and to provide guidelines for the Privatization and Excess Capacity as it relates to investor owned water companies, Commission Courtroom, San Francisco
2/16/99 ALJ Bennett Comr Bilas	9:00 a.m. C.97-09-030	(EH)-Energy Alternatives vs. Pacific Gas and Electric Company for failure to conduct an open and fair bidding process with respect to the awarding of the Energy Partners program administrative contract for 1997, Commission Courtroom, San Francisco (also February 17)
2/22/99 ALJ McVicar Comr Duque Comr Neeper	9:00 a.m. I.98-09-007	(EH)-Commission Order Instituting Investigation into the operations and prectices of Pacific Gas and Electric Company in connection with compliance with PU Code Section 451, General Order 95, and other applicable standards governing tree-line clearances, Commission Courtroom, San Francisco, (also February 23-26, March 1-5)
03/15/99 ALJ Gottstein Comr Conlon	10:00 a.m. A.96-03-031	( <b>EH</b> )-Southern California Gas Company for authority to revise its rates effective January 1, 1997 in its Biennial Cost Allocation Proceeding for a total reduction in annual revenues of approximately \$147.9 million (5.7%),
	A.96-04-030	(EH)-San Diego Gas & Electric Company for authority to revise its rates effective January 1, 1997 in its Biennial Cost Allocation Proceeding for an approximately \$42 million decrease over presently authorized revenues, Commission Courtroom, San Francisco (also 9:00 a.m., March 16-19)
3/29/99 ALJ O'Donnell	10:00 a.m. C.97-09-043	(EH)-The Utility Reform Network and Utility Consumers' Action Network vs. SBC Communications

Comr Conlon Comr Neeper		Inc., Pacific Telesis Group and Pacific Bell for violation of the service quality requirements of D97-03-067 and the Public Utilities Code and for attempting to mislead the Commission with respect to Pacific Bell's service quality performance, Commission Courtroom, San Francisco, (also March 30, April 2)
4/2/99 ALJ Barnett Comr Neeper	10:00 a.m. A.98-05-053	(PHC)-Southern California Edison Company for review of the reasonableness of its operations and all fuel and power purchase costs during the period from 4/1/97 through 12/31/97, Commission Courtroom, San Francisco (also (EH) 10:00 a.m., April 12-16, April 19-23)
4/16/99 ALJ Bushey Comr Knight	10:00 a.m. C.95-08-039	(PHC)-Bayside Village, The Fillmore Center, and North Point Apartments vs. Pacific Bell for failure to take responsibility for all building cross connects, Commission Courtroom, San Francisco

# NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

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

#### **NONE FILED**

# NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c) )

#### **NONE**

### NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

11/30/98 A97-10-024 Southern California Edison Company, for authority to

recover capital additions to its fossil generating facilities

made between 1/1/96 and 12/31/96.

**Summary:** On November 23, 1998, James Scarff, counsel for the Office of Ratepayer Advocates (ORA), met Cmmr. Bilas in San Francisco. Also present were: Maryam Ebke, advisor to Cmmr. Bilas, and Chris Danforth, project manager for ORA. Written material (attached to the notice) was used. ORA pointed out that the proposed decision (PD) was inconsistent in concluding that Southern California Edison Company (Edison) faced greater risk of recovery of its investment in generating plant during the time decisions were made to go ahead with the disputed capital additions, but then not requiring Edison to demonstrate that it had changed its capital addition review process. ORA argued that Edison should have used the same criteria in evaluating its own proposed capital additions and the projects of others, and that Edison was using far more favorable criteria to evaluate its own projects. ORA representatives also argued that Edison's first motion to strike should be granted with respect to two sentences of ORA's opening brief (but not the rest). ORA representatives stated that the discussion in the PD about how references to off-the-record material in briefs is harmless error incorrectly describes the legal standard in this area. ORA requested that the Commission refer the case back to the ALJ to prepare an alternate that used as a project life the Commission's best judgment on what was the appropriate period rather than the 20 year period used in the PD. ORA representatives described the irrelevance of depreciation schedules to cost-effectiveness analyses for capital additions on old plants.

Filer: Office of Ratepayer Advocates E-Mail: mnt@cpuc.ca.gov **Contact: Susie Toy** Phone: (415) 703-1858

Summary: On November 23, 1998, James Scarff, counsel for the Office of Ratepayer Advocates (ORA), met Cmmr. Neeper in San Francisco. Also present were: David Gamson, advisor to Cmmr. Neeper; Chris Danforth, project manager for ORA; and Robert Finkelstein, counsel for The Utility Reform Network. Written material (attached to the notice) was used. ORA and TURN pointed out that the proposed decision (PD) was inconsistent in concluding that Southern California Edison Company (Edison) faced greater risk of recovery of its investment in generating plant during the time decisions were made to go ahead with the disputed capital additions, but then not requiring Edison to demonstrate that it had changed its capital addition review process. ORA and TURN argued that Edison should have used the same criteria in evaluating its own proposed capital additions and the projects of others, and that Edison was using far more favorable criteria to evaluate its own projects. ORA representatives also argued that Edison's first motion to strike should be granted with respect to two sentences of ORA's opening brief (but not the rest). ORA representatives stated that the discussion in the PD about how references to off-the-record

Monday, December 7, 1998

material in briefs is harmless error incorrectly describes the legal standard in this area. ORA requested that the Commission refer the case back to the ALJ to prepare an alternate that used as a project life the Commission's best judgment on what was the appropriate period rather than the 20 year period used in the PD. ORA representatives described the irrelevance of depreciation schedules to cost-effectiveness analyses for capital additions on old plants.

Filer: Office of Ratepayer Advocates E-Mail: mnt@cpuc.ca.gov Contact: Susie Toy Phone: (415) 703-1858

# RESOLUTION REGARDING RATIFICATION OF PRELIMINARY DETERMINATIONS OF CATEGORY

For purposes of Rule 63.2(c), notice of the assignment is the day the assignments associated with this preliminary categorization document appear in the Daily Calendar following the Commission business meeting.

12/3/98

ALJ-176-3005

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. The preliminary determination schedule is shown below.

# PRELIMINARY DETERMINATION

# **SCHEDULES**

# Resolution ALJ-176-3005 (12/3/98)

NUMBER	PROPOSED	PRELIM.				
TITLE	CATEGORY	CATEGORY	HEARING		COMR	ALJ
				_		_
A98-11-010	Ratesetting	Ratesetting	NO		Not Assigned	Examiner Koss
ALAMEDA						
CORRIDOR						
TRANSPORT						
AUTHORITY for an						
order authorizing the						
relocation of 17 single						
track highway grade						
crossings of two single						
track separated						
highway crossings and						
one single track grade						
separated railroad						
crossing located						
between Firestone						
Boulevard, PUC						
crossing No. BG-						
489.50 and Auto Drive						
South, PUC crossing						
number BG-495.09,						
inclusive in the County						
of Los Angeles, City of						
South Gate, City of						
Lynwood and City of						
Compton						

Resolution ALJ-176-3005 (12/3/98)

NUMBER	PROPOSED	PRELIM.			
TITLE	CATEGORY	CATEGORY	HEARING	COMR	ALJ
A98-11-011	Ratesetting	Ratesetting	YES	Duque	McVicar
RED AND WHITE					
FERRIES, INC. for a					
certificate of public					
convenience and					
necessity to establish					
and operate vessel					
common carrier					
service between San Francisco, on the one					
hand, and the Alameda					
Gateway area and the					
Port of Oakland, on the					
other hand					
			1		
A98-11-012	Ratesetting	Ratesetting	YES	Bilas	Econome
LODICAG					
LODI GAS STORAGE, LLC for a					
certificate of public					
convenience and					
necessity for					
construction and					
operation of gas					
storage facilities					
400 11 014	Datasattina	Datasattina	YES	Bilas	W/wi ofter
A98-11-014	Ratesetting	Ratesetting	IES	Bilas	Wright
PACIFIC GAS AND					
ELECTRIC					
COMPANY for an					
order under section					
851 of the PU Code to					
sell and convey					
streetlight systems to the City of Clearlake,					
City of Fortuna, City of					
Marysville and					
Community Services					
District of					
McKinleyville					

Resolution ALJ-176-3005 (12/3/98)

NUMBER	PROPOSED	PRELIM.				
TITLE	CATEGORY	CATEGORY	HEARING		COMR	ALJ
A98-11-015	Ratesetting	Ratesetting	YES	D	uque	Weiss
SOUTHERN						
CALIFORNIA						
WATER COMPANY						
for a certificate of						
public convenience and						
necessity pursuant to California Public						
Utilties Code Section						
1001 to operate and						
maintain a wastewater						
system to provide						
service to the Bolsa						
Chica Planned						
Community						
A98-11-017	Ratesetting	Ratesetting	YES	N	eeper	O'Donnell
DA CIEIC DELL C						
PACIFIC BELL for						
authority pursuant to Public Utilities Code						
Section 851 to lease						
space to affiliates						
space to arrinates						
A98-11-018	Ratesetting	Ratesetting	NO	N	eeper	O'Donnell
					-	
THE FURST GROUP,						
INC. for certificate of						
public convenience and						
necessity to offer						
resold local exchange						
services						

Resolution ALJ-176-3005 (12/3/98)

NUMBER	PROPOSED	PRELIM.		GOV	
TITLE	CATEGORY	CATEGORY	HEARING	COMR	ALJ
A98-11-019  MAIN STREET	Ratesetting NDIEC Registration	Ratesetting	NO	Not Assigned	Examiner Leutza
TELEPHONE COMPANY for	Application				
registration as an interexchange carrier telephone corporation					
pursuant to the provisions of Public					
Utilities Code Section 1013 and D97-06-107					
A98-11-020	Ratesetting NDIEC	Ratesetting	NO	Not Assigned	Examiner Leutza
CANNECT	Registration				
COMMUNICATIONS	Application				
, INC. for registration					
as an interexchange carrier telephone					
corporation pursuant to					
the provisions of					
Public Utilities Code					
Section 1013 and D97- 06-107 Address: 885					
West Georgia Street,					
Suite 1490					
Vancouver, British					
Columbia, Canada					
V6C3E8					

Resolution ALJ-176-3005 (12/3/98)

NUMBER	PROPOSED	PRELIM.		1 [		
TITLE	CATEGORY	CATEGORY	HEARING		COMR	ALJ
A98-11-021	Ratesetting	Ratesetting	NO		Neeper	Rosenthal
MCDONOGH, MILTON, dba ANGEL ISLAND - TIBURON FERRY to transfer and Angel Island - Tiburon Ferry, Inc. to acquire a certificate of public convenience and necessity and all other assets related to the business of common carriage by vessel between Tiburon and Angel Island State Park						
	1					
A98-11-022	Ratesetting	Ratesetting	NO	] [	Not Assigned	Examiner Koss
DEPARTMENT OF TRANSPORTATION for an order authorizing the Contra Costa Transportation Authority to: construct a crossing of separated grades between westbound Route 4 and the tracks of the Burlington Northern and Santa Fe Railway, sometimes referred to as the "Christie Overhead," PUC No. 2-1176.25A (Bridge No. 28-0360R) in the County of Contra Costa						

Resolution ALJ-176-3005 (12/3/98)

A98-11-023  Ratesetting Ratesetting VES  PACIFIC GAS AND ELECTRIC COMPANY to establish performance-based ratemaking for electric and gas utility distribution service effective January 1, 2000  A98-11-026  NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013  A98-11-029  Ratesetting NO  Ratesetting NO  Ratesetting NO  Ratesetting NO  Not Assigned Examiner Leutza  A98-11-029  NO  Not Assigned Examiner Leutza  NO  Not Assigned Examiner Leutza  A98-11-029  NO  Not Assigned Examiner Leutza  NO  Not Assigned Examiner Leutza	NUMBER	PROPOSED	PRELIM.			
A98-11-023  Ratesetting Ratesetting YES  Duque Barnett  PACIFIC GAS AND ELECTRIC COMPANY to establish performance-based ratemaking for electric and gas utility distribution service effective January 1, 2000  A98-11-026  RET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section  A98-11-029  Ratesetting NO  Ratesetting NO  Not Assigned Examiner Leutza  Ratesetting NO  Not Assigned Examiner Leutza  NO  Not Assigned Examiner Leutza  A98-11-029  ROMMUNICATIONS CORPORATION for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section				HEARING	COMR	ALJ
PACIFIC GAS AND ELECTRIC COMPANY to establish performance-based ratemaking for electric and gas utility distribution service effective January 1, 2000  A98-11-026  NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013  Ratesetting NO Not Assigned Examiner Leutza						
ELECTRIC COMPANY to establish performance- based ratemaking for electric and gas utility distribution service effective January 1, 2000  A98-11-026  NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section  Ratesetting NDIEC Registration Application  Ratesetting NO  Not Assigned Examiner Leutza  NO  Not Assigned Examiner Leutza  NO  Not Assigned Examiner Leutza  No A98-11-029  Robert CR Registration Application  NO  Not Assigned Examiner Leutza	A98-11-023	Ratesetting	Ratesetting	YES	Duque	Barnett
ELECTRIC COMPANY to establish performance- based ratemaking for electric and gas utility distribution service effective January 1, 2000  A98-11-026  NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section  Ratesetting NDIEC Registration Application  Ratesetting NO  Not Assigned Examiner Leutza  NO  Not Assigned Examiner Leutza  NO  Not Assigned Examiner Leutza  No A98-11-029  Robert CR Registration Application  NO  Not Assigned Examiner Leutza						
COMPANY to establish performance-based ratemaking for electric and gas utility distribution service effective January 1, 2000  A98-11-026  NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section  A98-11-029  Ratesetting NO  Not Assigned Examiner Leutza						
establish performance-based ratemaking for electric and gas utility distribution service effective January 1, 2000  A98-11-026  Not Assigned Examiner Leutza						
based ratemaking for electric and gas utility distribution service effective January 1, 2000  A98-11-026  NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section  A98-11-029  Ratesetting NO Not Assigned Examiner Leutza  Ratesetting NO Not Assigned Examiner Leutza  NO Not Assigned Examiner Leutza  Ratesetting NO Not Assigned Examiner Leutza  NO Not Assigned Examiner Leutza						
electric and gas utility distribution service effective January 1, 2000  A98-11-026  NET2000 GROUP, INC., dba NETZK for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public CKOAMEX COMMUNICATIONS CORPORATION for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013  Ratesetting NO Not Assigned Examiner Leutza						
distribution service effective January 1, 2000  A98-11-026  NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section  A98-11-029  Ratesetting NO  Ratesetting NO  Ratesetting NO  Not Assigned Examiner Leutza						
A98-11-026 NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public COMMUNICATIONS CORPORATION for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013  Ratesetting NO Ratesetting NO Not Assigned Examiner Leutza  Not Assigned Examiner Not Assigned Public Provisions of Public Utilities Code Section						
A98-11-026  NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public COMMUNICATIONS CORPORATION for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section  Ratesetting NO  Ratesetting NO  Ratesetting NO  Ratesetting NO  Not Assigned Examiner Leutza  Not Assigned Examiner No Assigned Examiner Leutza  Not Assigned Examiner Leutza						
A98-11-026  NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013  Ratesetting NO Not Assigned Examiner Leutza						
NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public CRegistration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section IO13  Ratesetting NO  Ratesetting NO  Ratesetting NO  Ratesetting NO  Not Assigned Examiner Leutza  Not Assigned Examiner Leutza  Note The Indian Company of th	2000					
NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Communication Application  Ratesetting NO Not Assigned Examiner Leutza  Ratesetting NO Not Assigned Examiner Leutza	A08 11 026	Patacatting	Detection	NO	Not Assigned	Eveniner
NET2000 GROUP, INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013  Ratesetting NO Not Assigned Examiner Leutza  Ratesetting NO Not Assigned Examiner Leutza  Rommunication Application  Ratesetting NO Not Assigned Leutza  NO Application Examiner Leutza  NO Examiner Leutza  Rommunication Application Application  Rome Section Application Application Examiner Leutza	A90-11-020		Katesetting	NO	Not Assigned	
INC., dba NET2K for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013  Ratesetting NO Not Assigned Examiner Leutza  Rommunication Application  Ratesetting NO Not Assigned Leutza  NO Assigned Examiner Leutza  NO Application  Rommunication Application  Rommunication Application  Not Assigned Examiner Leutza  Not Assigned Examiner Leutza  Not Assigned Examiner Leutza	NET2000 GROUP					Leutza
registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013  Ratesetting NDIEC Registration Application  Ratesetting NO Not Assigned Examiner Leutza  NO Application  Not Assigned Examiner Leutza						
interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013    A98-11-029	1	пррисации				
telephone corporation pursuant to the provisions of Public Utilities Code Section 1013  Ratesetting NDIEC Registration COMMUNICATIONS CORPORATION for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section						
pursuant to the provisions of Public Utilities Code Section 1013  Ratesetting NO  Not Assigned Examiner Leutza						
The provisions of Public Utilities Code Section 1013    A98-11-029						
Utilities Code Section 1013  Ratesetting NO Not Assigned Examiner Leutza  Utilities Code Section						
A98-11-029  Ratesetting NDIEC  KOAMEX COMMUNICATIONS CORPORATION for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section  Ratesetting NO Not Assigned Examiner Leutza  Not Assigned Examiner Leutza  Not Assigned Examiner Leutza  Not Assigned Examiner Leutza  Volume 1						
KOAMEX COMMUNICATIONS CORPORATION for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section	1013					
KOAMEX COMMUNICATIONS CORPORATION for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section						
KOAMEX COMMUNICATIONS CORPORATION for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section	A98-11-029		Ratesetting	NO	Not Assigned	
COMMUNICATIONS CORPORATION for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section						Leutza
CORPORATION for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section						
registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section		Application				
interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section						
telephone corporation pursuant to the provisions of Public Utilities Code Section						
pursuant to the provisions of Public Utilities Code Section						
provisions of Public Utilities Code Section						
Utilities Code Section						
1013	1013					

Resolution ALJ-176-3005 (12/3/98)

NUMBER	PROPOSED	PRELIM.			
TITLE	CATEGORY	CATEGORY	HEARING	COMR	ALJ
A98-12-001	Ratesetting	Ratesetting	NO	Not Assigned	Examiner
	NDIEC				Leutza
LONG DISTANCE	Registration				
AMERICA, INC. for	Application				
registration as an					
interexchange carrier					
telephone corporation					
pursuant to the					
provisions of PU Code					
Section 1013					